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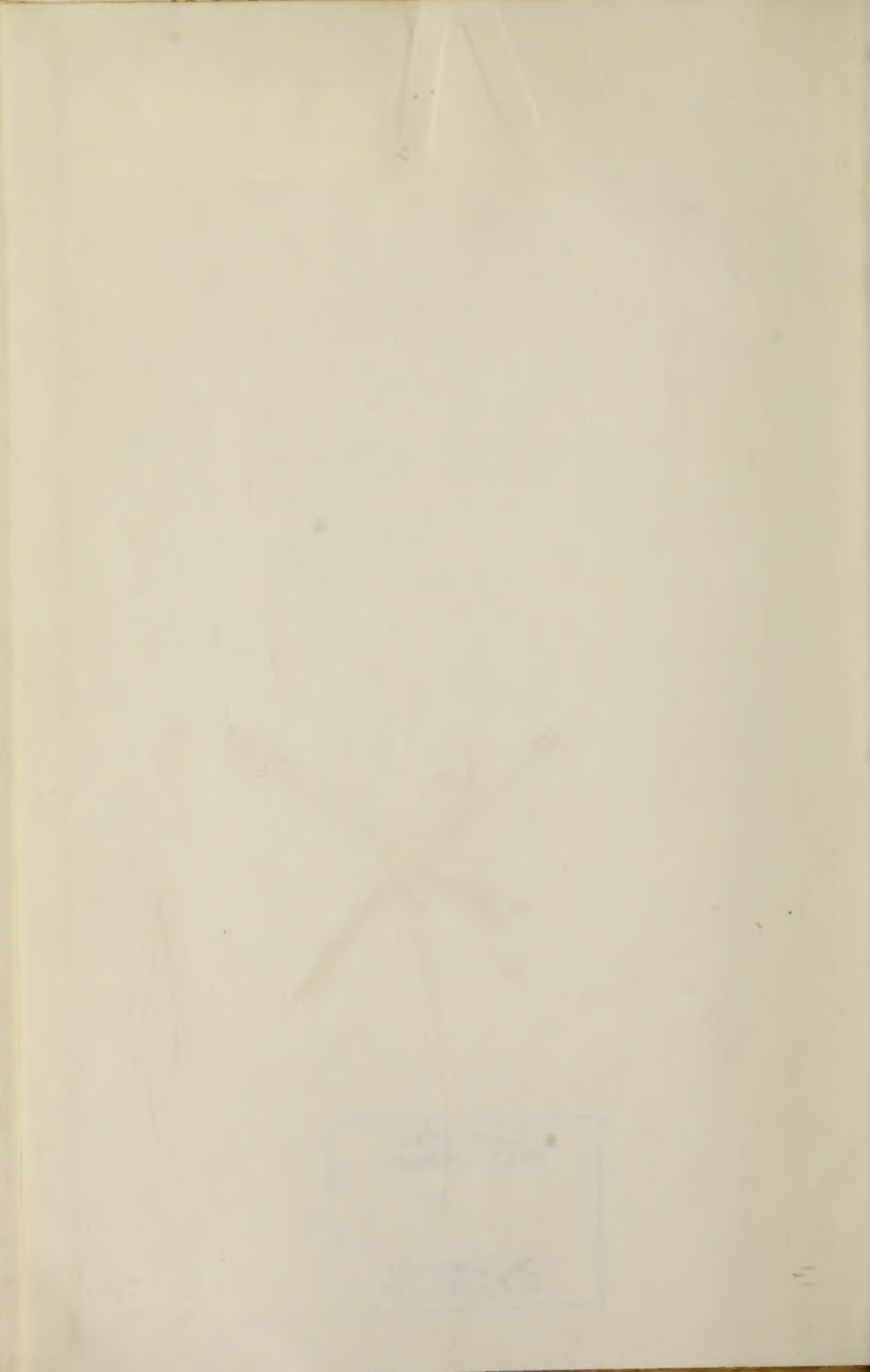
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Volume 1

Journal of the Senate

Legislature of the State of California
1959 Regular Session

January Fifth to June Nineteenth



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HON. GLENN M. ANDERSON
President of the Senate

HON. HUGH M. BURNS
President pro Tempore

J. A. BEEK
Secretary

Volume 1

Journal of the Senate

Legislature of the State of California
1899 Regular Session

January First to June Thirtieth

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Volume 1

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CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIRST LEGISLATIVE DAY

FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, January 5, 1959

The hour of 12 o'clock m. having arrived, Hon. James J. McBride of the Thirty-third Senatorial District, in accordance with Article IV, Section 2, of the Constitution of the State of California, called the Senators to order and announced that the 1959 Regular Session of the Legislature of the State of California was about to convene, and informed the Senators that the Officers of the Senate during the 1958 Regular Session of the Legislature, J. A. Beek, Secretary; John F. Lea, Minute Clerk; and Joseph F. Nolan, Sergeant-at-Arms, were in their respective places in the Senate Chamber as required by Section 9150 of the Government Code.

PRAYER

By invitation of the President, the following prayer was offered by Rev. I. E. Metcalf, minister-at-large of the Christian churches of Northern California:

O God, our Father, we thank Thee for this day of opportunity and responsibility. May Thy blessing rest upon the members of this body. We pray for wisdom to act prudently, courage to do justly, and patience to persevere in the work set before us. Help us here to build a bit more to the structure of good government to serve the needs of our great State and all its people. AMEN.

PLEDGE OF ALLEGIANCE

Senator Dilworth led the Senate in pledging allegiance to the Flag.

"I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation, Under God, indivisible, with liberty and justice for all."

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Fredrick Moran, Vallejo.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Tom Neff and Mr. James House of El Centro, Calif.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. E. C. Johnson of Marysville, Mrs. Crumarine and Mrs. Lonon of Yuba City, Mr. Emery C. Johnson of Berkeley, and Miss Carol Tuff of Atherton.

CERTIFICATES FROM SECRETARY OF STATE

By direction of the President, the Secretary read the following certificates of duly elected Senators of the 1959 Regular Session of the Legislature of the State of California :

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE

CERTIFICATE OF ELECTION

I, FRANK M. JORDAN, Secretary of State of the State of California, hereby certify :
That according to the official returns of the special election held in the Nineteenth Senatorial District on the fourth day of November, 1958, and the statement of the result thereof on file in my office

ALBERT S. RODDA

was elected to the office of State Senator, Nineteenth Senatorial District, for the term ending January 2, 1961.

IN WITNESS WHEREOF, I hereunto set my hand and affix the Great Seal of the State of California, at Sacramento, this twenty-eighth day of November, 1958.

(SEAL)

FRANK M. JORDAN, Secretary of State

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE, SACRAMENTO

I, FRANK M. JORDAN, Secretary of State of the State of California, do hereby certify that the following is a complete list of the holdover State Senators, together with those duly elected at the General Election held on the fourth day of November, A.D. 1958, to represent the people of the State of California at the 1959 Session of the Legislature of said State, as appears from the statement of vote received from the county clerks and registrars of voters of the various counties comprising the several senatorial districts of the State of California, said statement of vote being a record of and on file in my office, viz. :

STATE SENATORS-ELECT

Name	District	County or counties comprising district
Randolph Collier	Second	Del Norte, Siskiyou
Waverly Jack Slattery	Fourth	Lake, Mendocino
Paul L. Byrne	Sixth	Butte
Virgil O'Sullivan	Eighth	Colusa, Glenn, Tehama
Ed. C. Johnson	Tenth	Sutter, Yuba
Joseph A. Rattigan	Twelfth	Sonoma
"J" Eugene (Gene) McAteer	Fourteenth	San Francisco
John W. Holmdahl	Sixteenth	Alameda
John F. "Jack" Thompson	Eighteenth	Santa Clara
Alan Short	Twentieth	San Joaquin
Hugh P. Donnelly	Twenty-second	Stanislaus
James A. Cobey	Twenty-fourth	Madera, Merced
Stephen P. Teale	Twenty-sixth	Calaveras, Mariposa, Tuolumne
Charles Brown	Twenty-eighth	Alpine, Inyo, Mono
Hugh M. Burns	Thirtieth	Fresno
J. Howard Williams	Thirty-second	Tulare
Walter W. Stiern	Thirty-fourth	Kern
Stanford C. Shaw	Thirty-sixth	San Bernardino
Richard Richards	Thirty-eighth	Los Angeles
Hugo Fisher	Fortieth	San Diego

HOLDOVER STATE SENATORS

<i>Name</i>	<i>District</i>	<i>County or counties comprising district</i>
Stanley Arnold	First	Modoc, Lassen, Plumas
Carl L. Christensen, Jr.	Third	Humboldt
Edwin J. Regan	Fifth	Shasta, Trinity
Vacancy	Seventh	Sierra, Nevada, Placer
Swift Berry	Ninth	Amador, El Dorado
Nathan F. Coombs	Eleventh	Napa, Yolo
John F. (Jack) McCarthy	Thirteenth	Marin
Luther E. Gibson	Fifteenth	Solano
George Miller, Jr.	Seventeenth	Contra Costa
Albert S. Rodda	Nineteenth	Sacramento
Richard J. Dolwig	Twenty-first	San Mateo
Donald L. Grunsky	Twenty-third	Santa Cruz, San Benito
Fred S. Farr	Twenty-fifth	Monterey
Robert I. Montgomery	Twenty-seventh	Kings
Alan A. Erhart	Twenty-ninth	San Luis Obispo
John J. (Jack) Hollister	Thirty-first	Santa Barbara
James J. McBride	Thirty-third	Ventura
John A. Murdy, Jr.	Thirty-fifth	Orange
Nelson S. Dilworth	Thirty-seventh	Riverside
John William (Bill) Beard	Thirty-ninth	Imperial

WITNESS my hand and the Great Seal of the State of California, at office in Sacramento, this fifth day of January, A.D. 1959.

FRANK M. JORDAN, Secretary of State

(SEAL)

RESOLUTIONS

The following resolution was offered:

By Senator McCarthy:

Senate Resolution No. 1

Resolved, That the holdover Senators take their seats, and that the Senators-elect proceed to the bar of the Senate, and take their oath of office on the certificate furnished by the Secretary of State.

Resolution read, and, on a motion of Senator McCarthy, unanimously adopted.

ROLL CALL OF SENATORS-ELECT

The President directed the Secretary to call the roll of Senators-elect.

The roll was called, and the following answered to their names:

Senators Brown, Burns, Byrne, Cobey, Collier, Donnelly, Fisher, Holmdahl, Johnson, McAtter, O'Sullivan, Rattigan, Richards, Shaw, Short, Slattery, Stiern, Teale, Thompson, Williams—20.

ROLL CALL OF HOLD-OVER SENATORS

The President directed the Secretary to call the roll of hold-over Senators.

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Christensen, Coombs, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, McBride, McCarthy, Miller, Montgomery, Murdy, Regan, Rodda—19.

OATH OF OFFICE ADMINISTERED

The Senators-elect, as their respective districts were called, then came forward, presented their certificates of election, and each took and subscribed to the constitutional oath of office, as set forth in Article XX, Section 3 of the Constitution of the State of California,

administered by the Honorable Paul Peek, Associate Justice, Third Appellate District, Division 3, Sacramento, California.

Whereupon the President announced their qualification, and declared that quorum of all Senators was present.

TEMPORARY ORGANIZATION EFFECTED

Temporary organization having been effected, the President put the question, "What is the pleasure of the Senate?"

ROLL CALL

The President called the Senate to order, and directed the Secretary to call the roll.

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

RESOLUTIONS

The following resolutions were offered:

By Senator Collier:

Senate Resolution No. 2

Resolved, That the Senate do now proceed to the election of the following statutory officers in the order named:

President pro Tempore;
Secretary of the Senate;
Sergeant-at-Arms;
Minute Clerk; and
Chaplain.

Resolution read, and adopted on motion by Senator Collier.

By Senator Richards:

Senate Resolution No. 3

Resolved by the Senate of the State of California, That Senator Hugh M. Burns be and he is hereby elected President pro Tempore of the Senate; that J. A. Beek be and he is hereby elected Secretary of the Senate; that Joseph F. Nolan be and he is hereby elected Sergeant-at-Arms of the Senate; that John F. Lea be and he is hereby elected Minute Clerk of the Senate; that Rev. I. E. Metcalf be and he is hereby elected Chaplain of the Senate.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

OATH OF OFFICE ADMINISTERED

The newly elected officers of the Senate, Senator Hugh M. Burns, President pro Tempore; J. A. Beek, Secretary of the Senate; Joseph F. Nolan, Sergeant-at-Arms; John F. Lea, Minute Clerk; and Rev. I. E. Metcalf, Chaplain of the Senate, appeared at the bar of the Senate where the constitutional oath of office, as set forth in Article XX, Section 3 of the Constitution of the State of California was administered to them by the Honorable Paul Peek, Associate Justice,

Third Appellate District, Division 3, Sacramento, and they subscribed to the same.

President pro Tempore of the Senate Presiding

At 12.20 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

RESOLUTIONS

The following resolutions were offered :

By Senator Donnelly :

Senate Resolution No. 4

Resolved, That the following members be and the same are hereby elected members of the Senate Committee on Rules :

Senators Brown, McCarthy, Miller, and Murdy.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, Williams—39.

NOES—None.

By Senator Burns :

Senate Resolution No. 5

Resolved, by the Senate of the State of California, That the following be, and the same are, hereby adopted as the Temporary Rules of the Senate for the 1959 Regular Session.

TEMPORARY RULES OF THE SENATE

Convening and Sessions

Hours of Meeting

1. The Senate shall meet at 3 p.m., daily, except Sundays, unless otherwise ordered by the Senate.

Calling to Order

2. The President, President pro Tempore, or senior member present, shall call the Senate to order at the hour stated, and if a quorum be present shall proceed with the order of business.

Attendance of Members

3. No Senator shall absent himself from attendance upon the Senate without leave first obtained. A less number than a quorum of the Senate is hereby authorized to send the Sergeant-at-Arms, or any other person, for any and all absent Senators at the expense of such absent Senators, respectively, unless such excuse for nonattendance as shall be made to the Senate when a quorum is convened, shall be judged sufficient, and in that case the expense shall be paid out of the Contingent Fund of the Senate. The President or Acting President of the Senate, or less than a quorum present, shall have the power to issue process directly to the Sergeant-at-Arms, or to any other person, to compel the attendance of Senators absent without leave. Any Senator who shall refuse to obey such process unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant-at-Arms, or any other person, to whom such process may be directed, shall have power to use such force as may be necessary to compel the attendance of such absent

Senator, and for this purpose he may command the force of the county, or of any county in the State.

Order of Business

4. The order of business shall be as follows :

1. Roll Call.
2. Prayer by the Chaplain.
3. Leaves of Absence.
4. Privileges of the Floor.
5. Communications and Petitions.
6. Messages from the Governor.
7. Messages from the Assembly.
8. Reports of Committees.
9. Motions, Resolutions and Notices.
10. Introduction and First Reading of Bills.
11. Special Orders.
12. Unfinished Business.
13. Consideration of Daily File.
14. Announcement of Committee Meetings.
15. Adjournment.

Executive Sessions

5. When a motion is adopted to close the doors of the Senate, on the discussion of any business which may, in the opinion of the Senate, require an executive session, the President shall require all persons, except the Senators, President of the Senate, Secretary, Minute Clerk, and Sergeant-at-Arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

Officers of the Senate

The President

6. The Lieutenant Governor shall be the President of the Senate. He shall have a casting vote when the vote is equally divided and his vote will decide the issue.

The President shall maintain order in the Senate Chamber and in case of a disturbance or disorderly conduct in the lobbies, the President (or Chairman of the Committee of the Whole) shall have the power to order the same cleared.

The President pro Tempore

7. The President pro Tempore shall, in the absence of the President, take the chair and call the Senate to order, at the hour of the meetings of the Senate, and shall have the same powers as the President.

It shall be the particular responsibility of the President pro Tempore to secure the prompt and businesslike disposition of bills and other business before the Senate.

The Vice Chairman of the Committee on Rules shall, in the absence of the President pro Tempore, perform the duties, and have all powers and authority of the President pro Tempore.

Presiding by Senators

8. The President pro Tempore of the Senate may name any Senator to perform the duties of the Chair in the absence of the President. The Senator so named shall be vested, during such time, with all the powers of the President.

Secretary of Senate

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

He shall superintend all printing and clerical work to be done for the Senate and shall have supervision over all attaches and employees of the Senate. He shall assign, reassign or transfer all attaches or employees to their respective duties.

He shall certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

He shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers and records of the Senate and shall not permit any such bills, records or papers to be taken from the desk or out of his custody by any person, except in the regular course of the business of the Senate.

All employees on the pay roll of the Senate are employees of the Senate and not of individual members and they are under the direct control of the Secretary of the Senate. Any insubordination or inefficiency on the part of any employee shall be reported by the Secretary to the Committee on Rules or if a Committee on Attaches be appointed, then to that committee.

Expenditures of Secretary

9.5. All proposed expenditures by the Secretary of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1, including expenses for telephone service, telegraph service, supplies, rental of typewriters, illuminating resolutions, traveling expenses and any other incidental expenses in connection with concluding the business of the Senate and performing any duties imposed by law or by the rules or the resolutions of the Senate. Claims for any such expenses and claims for incidental expenses of the Senate heretofore incurred but for which payment has not been provided by any other resolution shall be submitted by the Secretary of the Senate to the Senate Committee on Rules or its authorized representative and such claims, if approved, shall be transmitted to the Controller for payment pursuant to this rule.

Legislative Auditor Designated as "Secretary"

9.7. Pursuant to a subdivision (d) of Section 9900 of the Government Code, the Legislative Auditor is hereby designated as the person embraced by the definition of "Secretary" set forth in that section.

Sergeant-at-Arms of the Senate

10. The Sergeant-at-Arms shall attend the Senate during all of its sittings, execute the commands of the Senate from time to time, together with all such process issued by authority thereof, as shall be directed to him by the President. The Sergeant-at-Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant-at-Arms for every arrest, for each day's custody and releasement, and the traveling expenses for himself and special messenger going and returning shall be paid out of the Contingent Fund, and no other fees shall be paid him beyond his per diem. It shall also be the duty of the Sergeant-at-Arms to keep the accounts for pay and mileage of Senators.

The Sergeant-at-Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session.

Additional Duties

10.5. The Sergeant-at-Arms is authorized to procure such boxes, packing and other materials as are necessary to ship to the Members of the Senate at their various places of residence their bill files, books, stationery and other printed matter at the close of each session. All proposed expenditures by the Sergeant-at-Arms incurred pursuant to this rule or in performing any duties imposed by law or by the rules or resolutions of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1. All claims incurred by the Sergeant-at-Arms shall be submitted to said committee or its authorized representative and, if approved, shall be transmitted to the Controller for payment pursuant to this Rule.

Officers and Employees, Compensation; Approval

10.6. The Controller is hereby authorized and directed to draw his warrants in favor of the Secretary of the Senate, the Sergeant-at-Arms, and other officers and employees who render services to the Senate as certified weekly by the Senate Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

The Secretary of the Senate and the Sergeant-at-Arms shall approve and transmit to the Committee on Rules the claims for their compensation and for the compensation of their respective employees.

Expenditures After Final Adjournment

10.7. After final adjournment expenditures by the Secretary of the Senate or the Sergeant-at-Arms of the Senate for postage, express, freight charges, or other purposes for which cash payments are necessary, shall be paid from funds allocated to the Senate Committee on Rules for such purpose, subject to approval by the Senate Committee on Rules or its authorized representative. The Controller shall draw warrants on the Contingent Fund of the Senate in favor of the Secretary of the Senate or the Sergeant-at-Arms for such expenditures only

in the amount authorized by the Senate Committee on Rules or its authorized representative.

The Secretary of the Senate and the Sergeant-at-Arms shall file with the Committee on Rules or its authorized representative receipts or vouchers covering all expenditures made for such purposes, which shall be transmitted to the Controller by the committee or its authorized representative.

Committees of the Senate

Appointment of Committees

11. The Committee on Rules shall consist of the President pro Tempore of the Senate, who shall be the chairman of the committee, and four other Members of the Senate to be elected by the Senate.

The Committee on Rules shall appoint all other committees of the Senate unless otherwise directed by the Senate and shall designate a chairman of each committee so appointed and a vice chairman of each standing committee.

In making committee appointments, the Committee on Rules shall give consideration to seniority, preference and experience; provided, however, that in making committee appointments, the Rules Committee shall, so far as practicable, give equal representation to all parts of the State.

The Senate Committee on Finance shall consist of four Senate Members of the Legislative Budget Committee and seven additional Members of the Senate appointed by the Committee on Rules.

Ten days before the commencement of any regular session of the Legislature, the Secretary of the Senate shall mail to each member a blank, in a form approved by the Rules Committee, on which the member may indicate his committee preferences and with such blank shall be mailed a stamped envelope addressed to the Rules Committee, care of the Secretary, for the convenience of the member in returning such form with his preferences thereon. All such communications shall be retained by the Secretary unopened and shall be delivered to the Rules Committee immediately upon the organization of the Senate.

Consideration of Appropriation Bills Before Enactment of Budget

11.1. Until the Budget Bill is finally enacted no standing committee shall report any appropriation bill to the Senate for passage except bills making appropriations for the salaries, mileage, and expenses of the Senate and Assembly, and emergency bills recommended by the Governor, whose letter of recommendation shall be produced before the committee before action is taken by the committee.

Standing Committees

12. The standing committees of the Senate, the number of members, and subjects to be referred to each are as follows:

1. Agriculture, 13 members. All bills amending the Agricultural Code and uncodified legislation relating to the same subject.
2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horse racing or intoxicating liquors.

3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncodified legislation relating to either.
4. Elections, 7 members. All bills amending the Elections Code or uncodified legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.
5. Finance, 13 members. All appropriation bills including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.
6. Financial Institutions, 9 members. All bills amending the Insurance Code and Financial Code, and all bills amending the Corporate Securities Act, and any other legislation relating to these subjects.
7. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncodified legislation relating to the same subject.
8. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:
 - a. State policy
 - b. New state functions
 - c. State property
 - d. Reorganization
 - e. State employees
 - f. Horse racing or alcoholic beverages
 - g. All judges' salaries.
9. Institutions, 9 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:
 - a. State hospitals
 - b. Home for the feeble-minded
 - c. Inebriate colonies
 - d. Institutions for delinquents
 - e. Home for the blind
 - f. Industrial workshops
 - g. Any other institutions of a similar nature; andAll bills relating to the Youth Authority and to institutions under its jurisdiction.
10. Judiciary, 11 members. All bills amending the following codes:
 - a. Civil Code
 - b. Code of Civil Procedure
 - c. Corporations Code, except for Corporate Securities Act
 - d. Probate Code
 - e. Penal Code
 - f. All statutes of a penal nature not relating closely to a subject embraced in some other code.
11. Labor, 7 members. All bills amending the Labor Code or the Unemployment Insurance Code, all bills relating to the unemployed, and uncodified legislation relating to the same subjects.

12. Local Government, 9 members. All bills relating to:
 - a. County government
 - b. Municipal corporations
 - c. Special assessment and other local districts when not regulated by the provisions of some other code and uncodified legislation on the above subjects.
13. Military and Veterans Affairs, 11 members. All bills amending the Military and Veterans Code and uncodified legislation relating to the same subjects.
14. Natural Resources, 11 members. All bills amending the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks, and to the public domain.
15. Public Health and Safety, 9 members. All bills amending the Health and Safety Code and uncodified legislation relating to the same subjects.
16. Public Utilities, 7 members. All bills amending the Public Utilities Code and other uncodified legislation relating to the same subject.
17. Revenue and Taxation, 11 members. All bills amending the Revenue and Taxation Code and other uncodified legislation relating to state and county taxes.
18. Rules, 5 members. All proposed amendments to the Rules, and all resolutions relating to the business of the Senate which are not acted upon without reference to committee.
19. Social Welfare, 7 members. All bills relating to the Department of Social Welfare, or to aid to the aged, to the blind, to children, to the indigent and to other public assistance.
20. Transportation, 13 members. All bills amending the
 - a. Vehicle Code
 - b. Streets and Highways Code
 - c. Harbors and Navigation Code
 - d. Uncodified legislation relating to the same subjects or to aviation.
21. Water Resources, 11 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.

The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Standing Committees as Investigating Committees

12.5. Each standing committee of the Senate created at a general session is hereby authorized to study and analyze all facts relating to the subjects which would fall within its jurisdiction as indicated by Rule 12 of the Standing Rules of the Senate, including, but not limited to, a needed revision of the laws relating to that subject, and for such purpose shall constitute an investigating committee with power to act during the sessions of the Legislature, including any recess, and after final adjournment, and until the commencement of the next regular general session, with authority to file its report not later than the thirtieth day of said general session.

Each such committee shall have all of the powers conferred upon investigating committees by the Joint Rules of the Senate and Assembly, the provisions of which are incorporated herein and made a part hereof.

No such committee shall exercise the authority herein conferred except when, and to the extent, it is authorized so to do in writing by the Committee on Rules. The Committee on Rules may allocate any money made available to said committee for expenditures on behalf of the committee herein created, and the members thereof, in such manner as the Committee on Rules shall prescribe.

12.6. A member of an investigating committee may, during the interim between sessions of the Legislature, resign from such committee by transmitting to the Senate Committee on Rules his written resignation and transmitting a copy thereof to the chairman of the committee from which he is resigning. Such resignation shall be effective for all purposes upon receipt thereof by the Committee on Rules.

Committee on Rules

13. The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee shall have general charge of the books, documents and other papers and property of the Senate and shall see that the same are properly kept, cared for, filed, or otherwise disposed of in accordance with law and the rules applicable thereto. The committee shall also have the duty of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and of the committees thereof, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish such purposes.

The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular general session and shall have the same powers and duties as while the Senate is in session. The committee shall have authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

In dealing with any matter within its jurisdiction the committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

The committee may make available to any Senate or joint committee or any Member of the Senate such assistance in connection with the duties of the committee or other legislative matters as the personnel under the direction of the committee or its other facilities permit.

The committee shall make available to and shall furnish to the Senate investigating committees created at this regular session and to each of the members thereof such secretarial and stenographic help as may be reasonably necessary for such committees and each of the members thereof to make and carry on the studies and investigations required by or of them by the resolutions creating such committees, and for

such purpose, in addition to any other power or authority, the Committee on Rules may employ such additional stenographic and secretarial assistants as may be necessary, assign and reassign such assistants, prescribe the amounts, times and methods of payment of their compensation, and provide for the auditing of any and all records and accounts in respect thereto.

The Committee on Rules shall constitute the Committee on Introduction of Bills and shall have charge of engrossment and enrollment of bills, contingent expenses of the Senate and legislative printing except insofar as these functions are delegated to the Secretary of the Senate. The Senate Committee on Rules shall have charge of the attaches unless a Committee on Attaches is appointed.

The rooms, passages, and buildings set apart for the use of the Senate shall be under the direction of the Committee on Rules and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

Executive communication of nominations sent by the Governor to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

Expenses of Senate Committees

13.1. All claims for expenses incurred by interim investigating committees of the Senate shall be approved by the Committee on Rules, or its authorized representative, before such claims are presented to the Controller.

All proposed expenditures, other than expenditures of the funds of an interim investigating committee, shall be approved by the Committee on Rules or its authorized representatives before such expenses are incurred, unless such expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate interim investigating committees and regulating the terms and conditions of employment of such employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairman of every such investigating committee.

Alteration, Repair, Improvement to Senate

13.2. Pursuant to the powers vested in the Senate Committee on Rules, and during such time as the Senate is not in session, the committee is authorized and directed to incur and pay such expenses of the Senate not otherwise provided for as the committee determines are reasonably necessary, including the repair, alteration, improvement and equipping of the Senate Chamber and the offices provided for the Senate in the State Capitol.

In order to avoid unanticipated reversions of appropriations for contingent expenses, the Senate Committee on Rules may designate the appropriation from which payment shall be made pursuant to allocations to interim committees or for other purposes. If there should

be insufficient money available in any such appropriation to pay all claims pursuant to allocations charged against it, the committee shall designate another appropriation from which such allocations shall be paid.

Rooms and Property of Senate

13.3. The Senate Committee on Rules is responsible for the safekeeping of Senate property after adjournment of each session until the Senate shall reconvene again. The Chief of the Bureau of Buildings and Grounds is directed to leave the Senate Chamber and all the committee rooms and other rooms used by the Senators and officers of the Senate in such condition that they will be available for the use of the Senate at any time; and it is further directed that no persons other than the members, officers and the attaches of the Senate be permitted to occupy or use the offices, committee rooms and other rooms now occupied by the Senate without permission as hereinafter provided, and that the desks, furniture, and other equipment of the Senate be at the disposal of the Senate Committee on Rules upon adjournment of each session and until the Senate shall reconvene, and that no person except Members of the Senate be permitted to occupy any of the Senate's offices or make use of Senate equipment without permission of the committee or its authorized representative.

Inventory of Senate Property

13.4. The Senate Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all such property in the possession or control of any Senate interim committee. The Committee on Rules shall have custody and control of all such property of the Senate and shall adopt such rules or orders as it may determine are necessary relating to the purchase, care, custody and use or disposal thereof.

No furniture, equipment, or other property, other than supplies, shall be purchased by any Senate interim committee unless prior approval is obtained from the Senate Committee on Rules or its authorized representative.

STATUS OF STANDING RULES FOR PRECEDING GENERAL SESSION

13.5. The adoption of the Standing Rules for any budget session or special session shall not be construed as modifying or rescinding the Standing Rules of the Senate for the preceding general session, nor as affecting in any way the status or powers of the interim committee created by those rules.

Contingent Expense Fund

13.6. The Senate Committee on Rules is the committee provided for in Section 9126 of the Government Code. The balance of all money in the Senate Contingent Fund, including money now or hereafter appropriated by the Legislature, except such sums as are specifically made available for purposes other than the expenses of designated interim committees, is hereby made available to the Senate Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Senate or joint resolution. The money

made available by this rule includes such sums as are specifically made available by the Senate for the expenses of designated interim committees.

Schedule of Committee Meetings

14. The Committee on Rules shall propose to the Senate such schedules for regular meetings of the standing committees as will permit a full attendance of their members without conflict of committee engagements.

The committee may also propose such special committee meetings or special schedules of committee meetings as will facilitate the business of the Senate. Such schedules may provide a special schedule of committee meetings or upon certain days of the week or to meet any special condition which may arise.

Quorum of Standing Committees

15. Each standing committee shall determine (a) its own quorum, and (b) the number of votes necessary to take any action upon any bill, resolution, or other matter referred to it, but at least a majority of all members constituting such committee shall be required to report a bill out of committee.

Powers of Standing Committees

16. Each standing committee of the Senate to which a proposed law or bill is assigned shall have full power and authority during the session of the Legislature or any recess thereof, to make such investigation and study of and concerning any such proposed law or bill as such committee shall determine necessary to enable it to properly enact thereon.

In the exercise of the power granted by this Rule, each committee may appoint a secretary and adopt such rules as may appear necessary and proper to carry out the powers granted and duties imposed under this Rule. It may employ such clerical, legal and technical assistants as may appear necessary when money has been made available therefor by the Senate.

Each standing committee is authorized and empowered to summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, records and papers of every kind and description, to issue subpoenas and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary.

The members of such committees are, and each of them is, authorized and empowered to administer oaths, and all of the provisions of Chapter 4 of Part 1, Division 2, Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, shall apply to such committees.

The Sergeant-at-Arms of the Senate, or other person designated by the Sergeant-at-Arms or by the committee, shall serve any and all subpoenas, orders and other process that may be issued by the committee, when directed to do so upon a vote of the majority of the membership of the committee.

All officers of this State, including the heads of each department, agency and subdivision thereof, and all employees of such departments, agencies and subdivisions, the Legislative Counsel, and all other persons whether connected with the State Government or not, shall give and

furnish to these committees upon request such information, records and documents as the committees deem necessary or proper for the achievement of the purposes for which each standing committee was created.

Each standing committee may meet at the State Capitol and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it and may expend such money as may be made available by the Senate for such purpose; but no committee shall incur any indebtedness unless money shall have been first made available therefor.

Special Investigating Committees

17. Except as provided by these rules, no committee for the investigation of any special subject shall be appointed except pursuant to a resolution which shall be entered in the Journal and referred to the Committee on Rules, and which shall be approved by a vote of a majority of the members elected to the Senate. The subject and purpose of the investigation shall be expressed in the title of the resolution and the scope of the investigations shall be consistent with the subject and purposes so expressed. No such committee shall have authority to extend its investigations to subjects not so expressed, nor beyond the scope indicated in the resolution. Unless otherwise directed by the resolution any committee so authorized shall be appointed within 20 days after the adoption of the resolution.

Funerals

17.5. The chairman or vice chairman of the Senate Committee on Rules may designate any one or more of the Members of the Senate as a Senate interim committee to attend funerals in appropriate circumstances. The members so designated shall receive their actual and necessary expenses incurred in the performance of their duties or in lieu of such expenses the same allowances for accommodations and meals, and mileage as is provided by the Joint Rules for members of investigating committees.

The chairman or vice chairman of said Committee on Rules or any Member of the Senate designated by either of said officers may incur such expense as may be necessary for the purchase on behalf of the Senate of suitable floral pieces for any such funeral.

All expenses incurred pursuant to this resolution are hereby ordered to be paid out of the money allocated from the Contingent Fund of the Senate to the said Senate Committee on Rules and disbursed, after certification by the chairman or vice chairman of the committee, or by the committee's disbursing officer appointed and designated therefor by the committee, upon warrants drawn by the State Controller upon the State Treasurer.

No Committee Expenditures Permitted

18. No member of any committee shall be permitted to incur any expense chargeable to the Senate unless authorized by resolution of the Senate.

Procedure and Rules

Joint and Concurrent Resolutions and Constitutional Amendments

19. Joint and concurrent resolutions and constitutional amendments shall be treated the same as bills; except, that they shall have but one

official reading, which reading shall occur after they have been reported by committee.

Parliamentary Rules

20. In all cases not provided for by the Constitution, these Rules, or by the Joint Rules of Senate and Assembly the authority shall be Mason's Manual.

Suspension or Amendment of Rules

21. No standing rule of the Senate may be repealed or amended except upon an affirmative vote of a majority of the Members of the Senate, one day's notice being given, but any rule not requiring more than a majority vote may be temporarily suspended by a vote of a majority of the Members of the Senate. A rule requiring a two-thirds vote on any question may be amended only by a two-thirds vote on one day's notice, and a rule requiring a two-thirds vote may be temporarily suspended only by a two-thirds vote.

All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

Introduction and Reference of Bills

Introduction, First Reading, and Reference of Bills

22. Any Senator desiring to introduce a bill shall send it to the Senate desk.

The Committee on Rules shall check all Senate bills prior to introduction and all Assembly bills before reference to committee and shall designate the committees to which they shall be referred. The provisions of Rule 12 referring to the assignment of bills are intended as a guide to the committee but are not binding upon the committee.

Under the order of Introduction of Bills, the Secretary shall assign a number to each Senate bill, shall read it the first time, shall read the name of the committee to which the bill has been assigned by the Committee on Rules, and unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete and after printing the Secretary shall deliver the bills to the committee so designated.

Under the order of Messages from the Assembly the Secretary shall read each Assembly bill the first time, shall read the name of the committee to which the bill has been assigned by the Committee on Rules, and unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete and the Secretary shall deliver the bill to the committee so designated.

Introduction of Bills After Constitutional Recess

22.1. In any general session of the Legislature after the constitutional recess, each Member of the Senate may introduce two bills with the consent of 30 Members of the Senate voting in favor thereof (Article IV, Section 2, Const.)

22.2. No bill shall be introduced unless it is contained in a cover attached by the Legislative Counsel and unless it is accompanied by a digest, prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law which are proposed by the bill.

If any bill is presented to the Secretary for introduction which does not comply with the foregoing requirements of this rule the Secretary shall return it to the member who presented it.

The digest shall be printed on the bill as introduced in distinctive type upon the lower part of the first page thereof.

Introduction of Bills by a Committee

23. Any committee may introduce a bill germane to any subject within the proper consideration of such committee in the same manner as any member.

Introduction of Bills at Special Sessions

24. Whenever at any special session a bill is received at the desk, under the order of Introduction of Bills, it shall be referred to the Committee on Rules which shall decide whether or not such bill can properly be considered at the session. If in the judgment of the Committee on Rules such bill can be considered it shall report it back and designate the committee to which it shall be assigned. Thereafter it shall be assigned a number by the Secretary, be read first time, and referred to the committee recommended by the Committee on Rules unless otherwise referred on motion without debate.

Senate Resolutions

25. All Senate resolutions upon being presented shall be given a number by the Secretary. Such resolutions shall be printed in the Journal and indexed in the History and Journal.

Bills in Committee

Committee Hearings

26. During the constitutional recess or as soon thereafter as practicable the chairman of each committee shall prepare a schedule of hearings concerning bills referred to the committee. The schedule shall be arranged according to subjects insofar as may be convenient.

The schedules and any changes therein shall be delivered to the Senate as soon as convenient in order that due notice may be given to persons interested in the legislation.

No bill shall be set for hearing, nor shall any notice thereof be published, by a Senate committee until the bill has been referred to the committee by the Committee on Rules of the Senate.

Substitute Committee Bills

27. A committee may amend into one bill related provisions germane to the subject and embraced within the title; and with the consent of the author the committee may constitute such bill a committee bill by striking out of the heading of the bill the line "Introduced by" and the name of the author and substituting therefor "Substitute committee bill of the Committee on" and the name of the committee.

Withdrawal of Bills for Amendment

27.5. Upon the request of the author of a bill on which no action has been taken other than the original reference to committee, the chairman of the committee to which the bill has been originally referred may, by his individual action taken independently of any committee meeting, cause the bill to be reported to the Senate with the commendation that

amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Recalling a Bill From Committee

28. The Senate may at any time by 21 votes recall a bill from committee.

Re-reference to Finance Committee

28.5. It shall be the duty of each standing committee to which a bill is referred to determine (1) whether the bill appropriates money, or (2) whether the bill would result in substantial expenditures of state money by (a) imposing new responsibilities upon the State or (b) new or additional duties upon a state agency or (c) liberalization of any state program, function or responsibility. If the standing committee so determines, the standing committee shall report the bill with the recommendation that the bill be referred to the Finance Committee, in addition to such other recommendations as the standing committee deems desirable.

Any member of the Senate may move to refer a bill to the Finance Committee, and the failure or refusal of the standing committee to recommend that the bill be referred to the Finance Committee shall not preclude such a motion by any member of the Senate.

Consideration of Bills

Order of Making Files

29. When bills are reported from committee they shall be placed upon the General File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committee shall be placed at the foot of the Second Reading Senate or Assembly File, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the Senate or Assembly Third Reading File, in the order of reading. Unless otherwise ordered by the Senate the File shall be taken up in the following order: Senate Second Reading File, Assembly Second Reading File and Senate Third Reading File, Assembly Third Reading File. The bills upon third reading shall be considered in the order in which they appear upon the File, unless otherwise ordered by the Senate.

An inactive file shall be kept to which bills may be transferred at the request of the author, or on motion, and they shall be so transferred when they have been passed on third reading file without action three successive times. Bills may be carried on the inactive file by author and bill number without setting forth the title.

Bills may be transferred from the inactive file to the second reading file on motion, and after being read the second time such bills will take their place regularly on third reading file and be available for consideration and passage.

Notices of committee hearings shall be published in the File whenever presented by chairman of committees to the Secretary for that purpose. For such purpose bills will be identified by subject or by number.

Special Order

30. Any measure or subject may, by vote of a majority of those voting, be made a special order, and when the time fixed for its consideration arrives, the presiding officer shall lay it before the Senate.

Messages From the Governor or Assembly

31. Messages from the Governor or from the Assembly may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, or while a Senator is addressing the Senate.

Messages from the Governor or from the Assembly may be considered when indicated in the order of business or at any other time by unanimous consent or upon motion.

Engrossing Bills

32. All Senate bills, constitutional amendments and joint or concurrent resolution shall be engrossed before final action is taken on them in the Senate. Engrossment shall consist of comparing the printed engrossed bill with the original bill introduced and any amendments adopted to ascertain that it is correct. When a bill is reported correctly engrossed it shall be substituted on the file for the original bill.

Enrolling Bills

33. All Senate bills shall be enrolled immediately following their final passage and receipt from the Assembly. An enrolled copy of every such bill, amendment or resolution shall be printed and examined to ascertain that it is a true and accurate copy of the measure as it was passed. It shall then be authenticated by the signatures of the President or President pro Tempore of the Senate and the Secretary or an Assistant Secretary of the Senate and by the corresponding officers of the Assembly and transmitted without delay to the Governor.

DEBATE**Statement of Motion**

34. No motion shall be debated until the same be distinctly announced by the President; and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary, before the same shall be debated.

Regulations as to Speaking

35. 1. When a Senator desires to address the Senate, he shall rise in his place, address the President, and when recognized he shall proceed to speak through the public address system.
2. No Senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.
3. When two or more Senators arise at the same time to address the Senate, the presiding officer shall designate the Senator who is entitled to the floor.
4. No Senator shall be interrupted when speaking, and no question shall be asked him except through the presiding officer.
5. The author of a bill, motion, or resolution shall have the privilege of closing the debate.

Order in Debate

36. When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not; and every question of order shall be decided by the President, subject to an

appeal to the Senate by any Senator. If a Senator be called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

Right to Address the Senate

37. No person other than a Member of the Senate or the President thereof, shall address the Senate while it is in session but the Senate may resolve itself into a Committee of the Whole and while sitting as such committee may be addressed by persons other than members.

Questions and Motions

Amendments to Bills

38. When amendments to a bill are reported by a committee or offered from the floor, such amendments shall be submitted in quadruplicate.

Adoption of amendments to any bill in the Senate prior to third reading, other than by roll call, shall not preclude subsequent consideration in committee or on the third reading of the bill, of such amendments or any part thereof, by the Senate.

Motion to Lay on the Table

39. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

Division of a Question

40. If a question in debate contains more than one distinct proposition, any Senator may have the same divided.

The Previous Question

41. The previous question shall be put in the following form: "Shall the question be now put?" It shall require a majority vote of the Senators present; and its effect shall be to put an end to all debate except that the author of the bill or the amendment shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote.

Call of the Senate

42. Upon a motion being carried for a call of the Senate, the President shall immediately order the doors to be closed, and shall direct the Secretary to call the names of the absentees as disclosed by the last previous roll call. Thereupon, no members shall be permitted to leave the Senate Chamber except by written permission of the President pro Tempore or in his absence of the presiding officer. Those members who are found to be absent and for whom no excuse or insufficient excuses are made, may, by order of those present, be taken into custody, as they appear, or may be sent for and then taken into custody by the Sergeant-at-Arms whenever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the members present may order a roll call of the Senate and compel the attendance of absentees in the manner above provided.

A call of the Senate may be ordered after the roll has been called and prior to the announcement of the vote.

No recess can be taken during a call of the Senate. During a call, the Senate may consider and transact any matter or business that the Senators then present shall unanimously decide to consider, but no call of the Senate shall be had during a call of the Senate, except that during

a call which was ordered for the purpose of procuring sufficient attendance for the conduct of business of the Senate in general and not for any other purpose, such call may be made to apply also to not more than one item of business by motion made and adopted by a majority vote of the members present after the roll has been called and prior to the announcement of the vote on such item of business. Under such circumstances, when the call of the Senate is dispensed with as to the item of business to which it is so applied it shall be deemed dispensed with as to the purpose for which it was originally made. When a call of the Senate is ordered, pending the announcement of the vote upon the completion of a roll call, the pending roll call shall become unfinished business, the consideration of which shall be continued until further proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

Reconsideration

43. On the day on which a vote has been taken on any question a motion to reconsider the vote may be made by any member.

The motion may be considered on the day made or on the succeeding legislative day but may not be further postponed without the concurrence of 27 members.

No vote on a Senate bill may be reconsidered on or after the last day fixed for the consideration of Senate bills prior to adjournment and no vote may be reconsidered on the last day of the session.

When reconsideration of the vote by which any bill was passed has been demanded the Secretary shall not transmit it to the Assembly until the demand has been disposed of or the time for reconsideration has expired, but if the bill has already been transmitted to the Assembly the demand for reconsideration shall be preceded by a motion to request the Assembly to return the bill. This motion shall be put to a vote immediately without debate and if not adopted shall preclude a demand for reconsideration.

A demand to reconsider the vote on any debatable question opens the main question to debate and the vote on the reconsideration shall be on the merits of such main question.

Voting by Senate

Rescinding

43.5. No action whereby a bill has been passed or defeated may be rescinded without the concurrence of 27 members.

Voting on Roll Call

44. Whenever a roll call is required by the Constitution or Rules, or is ordered by the Senate or demanded by three members, every member within the Senate shall without debate answer "Aye" or "No" when his name is called.

The names of members shall be called alphabetically.

No Senator shall be permitted to vote or change his vote after the announcement of the vote by the presiding officer.

Excused From Voting

45. When a Senator declines or fails to vote on call of his name he may, after completion of the roll call, and before the announcement of the vote be required to assign his reasons therefor, and having assigned

them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting?" which question shall be decided without debate. Unless the Senator is excused from voting he shall be required to vote.

Voting by Presiding Senator

46. When the President pro Tempore or any other Member of the Senate is presiding over the Senate he shall vote on roll call the same as though he were not presiding.

Vote Required

47. Unless otherwise required by the Constitution, the Joint Rules of the Senate and Assembly or by these Rules, any action which can be taken by the Senate requires only a majority vote of the Senate, a quorum being present.

The following actions require 30 votes:

1. To introduce bills after the constitutional recess—(Constitution, Art. IV, Sec. 2).

The following actions require 27 votes:

2. To pass urgency measures—(Constitution, Art. IV, Sec. 1).
3. To suspend constitutional provisions requiring reading bills on three several days—(Constitution, Art. IV, Sec. 15).
4. To pass bills over the Governor's veto—(Constitution, Art. IV, Sec. 16).
5. To increase or diminish the number of superior court judges or to remove judges—(Constitution, Art. VI, Secs. 9, 10).
6. To propose constitutional amendments or revision of the Constitution—(Constitution, Art. XVIII, Secs. 1, 2).
7. To change rate of taxation for state purposes—(Constitution, Art. XIII, Secs. 14, 16).
8. To authorize deposit of public money in banks—(Constitution, Art. XI, Sec. 16½).
9. To remove a member of the Public Utilities Commission—(Constitution, Art. XII, Sec. 22).
10. To change rates or conditions under the State Employees' Retirement System—(Constitution, Art. IV, Sec. 22a).
11. To propose change in location of state capital—(Constitution, Art. XX, Sec. 1).
12. To reconsider the vote by which a concurrent resolution proposing a constitutional amendment is defeated.
13. To rescind the action whereby a bill has been passed or defeated.
14. To suspend the Rule against lobbying in the Senate Chamber.
15. To concur in Assembly amendments to or to adopt a report of a Committee on Conference concerning constitutional amendments or bills which require 27 votes for passage.
16. To concur in any Assembly amendments to, or any conference report affecting, any Senate bill which contains an item or items of appropriation subject to reduction or elimination under the provisions of Section 34A of Article IV of the Constitution.

The following actions require 21 votes:

17. To amend or suspend the Rules.
18. To pass bills, unless under some other Rule a larger vote is required—(Constitution, Art. IV, Sec. 15).
19. To adopt a concurrent resolution approving a county or city charter or amendment thereto—(Constitution, Art. XI, Secs. 7½ and 8).
20. To adopt joint and concurrent resolutions.
21. To reconsider bills, joint and concurrent resolutions.
22. To confirm appointments by the Governor or to reconsider the reconsider the same.
23. To recall a bill from committee.
24. To concur in Assembly amendments to or to adopt a report of a Committee on Conference concerning concurrent or joint resolutions or bills which require 21 votes for passage.

Actions requiring 14 votes:

25. To reconsider a vote by which a concurrent resolution proposing a constitutional amendment was adopted.

Vote Required for Amendments

48. A constitutional amendment or bill requiring a vote of two-thirds of the members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

Contents of Senate Journal

Proceedings to Be Printed

49. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

The Journal shall state the name of the Senator presenting each Assembly bill, concurrent or joint resolution or constitutional amendment to the Senate for final action.

Every vote of the Senate shall be recorded in the Journal. The committee vote on each bill reported back by a committee, and if a bill is signed out that fact shall also be recorded in the Journal.

Titles of Bills to Be Printed

50. The titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced and when acted upon by the Senate, and a brief statement of the contents of each petition, memorial or paper presented to the Senate shall be printed in the Journal.

Other Matter to Be Printed

51. Messages from the Governor (other than biennial messages and inaugural addresses) shall be printed in the Journal, unless otherwise ordered by the Senate.

Letters of transmittal presenting reports of interim committees and reports of such state departments and agencies as shall be made to the Senate pursuant to law or resolutions adopted by the Senate, shall be printed in the Journal, but the reports shall be printed in the Appendix to Journals unless otherwise directed by the Senate.

Legislative Printing

Duty of Secretary to Order Printing

52. It shall be the duty of the Secretary of the Senate and he is hereby directed during and between sessions of the Legislature to order for the Senate the necessary printing including stationery for the members, and to audit and approve all bills for printing to be charged to the Senate. The Secretary shall order from the State Printer such number of copies of bills, Journals, Histories, Files, forms, and other printing as shall be necessary.

It shall further be the duty of the Secretary to order bills and other legislative publications for which there is a demand printed before the supply of same shall become exhausted.

Printing Only on Written Orders; Rush Orders

53. The State Printer shall not charge any printing or other work to the Senate except as required by law unless he has a written order from the Secretary of the Senate prior to the beginning of the printing or other work. All printing ordered by the Secretary shall be delivered as directed by him. The secretary may, when necessity requires it, order from the State Printer such printing as he deems necessary to be printed in advance of the regular order of business, under specially prepared written order, to be known as a "Rush Order."

Form of Printing Amendments

54. When any bill of either house is amended it shall be immediately reprinted; new matter shall be printed in italics in the printed bill; and matter to be omitted shall be printed in type bearing a single horizontal line through the center and commonly known as "strikeout" type. When a bill is enrolled, all such italics and "strikeout" type shall be omitted and the bill shall be printed in the usual roman type.

The Senate Chamber

Admission Within Bar to Senate

55. It shall be the duty of the Sergeant-at-Arms to prevent all persons except Senators, ex-Senators, Members of the Assembly, state officers, officers of the two houses, and such accredited newspaper representatives as have seats assigned to them from coming within the bar of the Senate unless upon the invitation of the President or a Senator. No visitor shall be allowed upon the floor while the Senate is in session.

Regulation for Legislative Representatives

56. No person engaged in presenting to the Senate or any of its committees any business, claim, or legislation, shall be permitted to engage in such business in the Senate Chamber or be permitted on the floor of the Senate at any time while the Senate is in session. Any person transgressing this rule shall be removed from the floor of the Senate and shall be debarred from the privilege of the floor during the remainder of the entire session. The President and the President pro Tempore are charged with the enforcement of this rule, and this rule cannot be suspended except by a two-thirds vote of the entire Senate.

This rule shall not apply to members of either house of the Legislature, officers of the State or other public agencies.

Legislative Representation Committee

57. In addition to any other committee provided for by these rules, there shall be a committee to be known as and called the Special Senate Committee on Legislative Representation, which is hereby declared to be a continuing body authorized to act both during and between sessions of the Legislature.

The committee shall have the rights, powers and duties prescribed in Section 9909 of the Government Code, specifically including but not limited to the authority to grant certificates of registration as legislative advocates, and all the rights and powers of legislative investigating committees as provided by the Joint Rules of the Senate and Assembly.

The committee shall study and analyze all facts relating to legislative representation and the regulation thereof, and shall report thereon to the Legislature at each general session and from time to time as the committee deems necessary, including in the reports its recommendations for appropriate legislation.

The committee shall consist of five Members of the Senate to be selected by majority vote of the Senate at each general session of the Legislature. No more than three members of the committee shall be from any one political party. The committee shall select its own chairman.

Any vacancy occurring between general sessions shall be filled by the Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burnes, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

RESOLUTIONS

The following resolutions were offered:

By Senator Arnold:

Senate Resolution No. 6

Resolved, That the President of the Senate appoint a Special Committee of Three to notify the Governor of the organization of the Senate, and that the Senate is now ready to receive any communication he may have to make.

Resolution read, and adopted on motion of Senator Arnold.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Arnold, O'Sullivan, and Williams as the Special Committee to call upon the Governor, and notify him of the organization of the Senate, and the Senate is now ready to receive any communication he may have to make.

By Senator Shaw:

Senate Resolution No. 7

Resolved, That the President of the Senate appoint a Special Committee of Three to notify the Assembly that the Senate is now duly organized and ready to proceed with the business of the State.

Resolution read, and adopted on motion of Senator Shaw.

Appointment of Special Committee

The President announced, in accordance with the above resolution, the appointment of Senators Shaw, Regan and Byrne as a Special Committee to notify the Assembly that the Senate is duly organized, and ready to proceed with the business of State.

By Senator Brown:

Senate Resolution No. 8

Resolved, That the Secretary of the Senate is hereby directed to notify the Assembly that the Senate has elected the following statutory officers:

President pro Tempore—Hugh M. Burns

Secretary of the Senate—J. A. Beek

Sergeant-at-Arms—Joseph F. Nolan

Minute Clerk—John F. Lea

Chaplain—Rev. I. E. Metcalf

Resolution read, and adopted on motion of Senator Brown.

By Senator Teale:

Senate Resolution No. 9

Resolved, That the following members be and the same are hereby elected members of the Senate Committee on Legislative Representation:

Senators Arnold, Teale, Murdy, Grunsky and McBride.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Richards, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

By Senator Coombs:

Senate Resolution No. 10

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrants upon the proper funds in favor of the following named Senators and Officers of the Senate for the amount set opposite each of their names, and the State Treasurer is hereby directed and ordered to pay the same, being the mileage due them by law, for attendance upon the 1959 Regular Session of the Legislature.

Senators	County	Mileage	Total at 5 cents. per mile
Arnold, Stanley	Lassen	456	\$22.80
Beard, J. William	Imperial	1,206	60.30
Berry, Swift	El Dorado	100	5.00
Brown, Charles	Inyo	1,292	64.60
Burns, Hugh M.	Fresno	338	16.90
Byrne, Paul L.	Butte	202	10.10
Christensen, Carl L.	Eureka	624	31.20
Cobey, James A.	Mered	228	11.40
Collier, Randolph	Siskiyou	590	29.50
Coombs, Nathan F.	Napa	122	6.10
Dilworth, Nelson S.	Riverside	1,092	54.60
Dolwig, Richard J.	San Mateo	236	11.80
Donnelly, Hugh P.	Stanislaus	182	9.10
Erhart, A. A.	San Luis Obispo	666	33.30
Farr, Fred S.	Monterey	458	22.90
Fisher, Hugo	San Diego	1,146	57.30

Senators	County	Mileage	Total at 5 cents per mile
Gibson, Luther E.	Solano	112	\$5.60
Grunsky, Donald L.	Santa Cruz	436	21.80
Hollister, John J., Jr.	Santa Barbara	920	46.00
Holmdahl, John W.	Alameda	180	9.00
Johnson, Ed. C.	Yuba	106	5.30
McAteer, J. Eugene	San Francisco	180	9.00
McBride, James J.	Ventura	980	49.00
McCarthy, John F.	Marin	210	10.50
Miller, George, Jr.	Contra Costa	168	8.40
Montgomery, Robert I.	Kings	428	21.40
Murdy, John A., Jr.	Orange	978	48.90
O'Sullivan, Virgil	Colusa	154	7.70
Rattigan, Joseph A.	Sonoma	228	11.40
Regan, Edwin J.	Trinity	434	21.70
Richards, Richard	Los Angeles	894	44.70
Rodda, Albert S.	Sacramento	8	.40
Shaw, Stanford C.	San Bernardino	970	48.50
Short, Alan	San Joaquin	96	4.80
Slattery, Waverly Jack	Lake	320	16.00
Stiern, Walter W.	Kern	550	27.50
Teale, Stephen P.	Calaveras	194	9.70
Thompson, John F.	Santa Clara	256	12.80
Williams, J. Howard	Tulare	468	23.40
			Total at 10 cents per mile
Officers	County	Mileage	
Anderson, Glenn M.	Los Angeles	914	91.40
Beek, J. A., Secretary	Orange	990	99.00
Nolan, Joseph F., Sergeant-at-Arms	Los Angeles	894	89.40
Lea, John F., Minute Clerk	Sacramento	2	.20

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—35.
 NOES—None.

By Senator Erhart:

Senate Resolution No. 11

Resolved, That the Controller be and he is hereby directed to deliver to Joseph F. Nolan, Sergeant-at-Arms, or such of his assistants as the Sergeant-at-Arms may designate, warrants for salaries and expenses of members and officers of the Senate.

Resolution read, and adopted on motion of Senator Erhart.

By Senators Rodda, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams:

Senate Resolution No. 12

Memorializing Senator Earl D. Desmond

WHEREAS, On May 26, 1958, the Honorable Earl D. Desmond completed his years of service and went to his reward; and

WHEREAS, The Honorable Earl D. Desmond was a native of the City of Sacramento, educated in the parochial and public schools of this city, later attending the University of Santa Clara and the McGeorge College of Law, from which he graduated in 1931; and

WHEREAS, The Honorable Earl D. Desmond distinguished himself by generous contributions of his time and energy to the upbuilding of his community and rendered outstanding service in various unrelated capacities, serving in the armed forces in World War I, later as a school trustee and secretary of the county board

of supervisors; he became a Commander of the American Legion, and was a member of the Elks, Native Sons of the Golden West, International Footprinter's Association, the Moose, Eagles, Hibernians, and other public and fraternal organizations; and

WHEREAS, The Honorable Earl D. Desmond was a devoted family man, having claimed Edna Nicolaus as his wife and being the father of three sons and three daughters; and

WHEREAS, The Honorable Earl D. Desmond was elected to the Assembly of the California Legislature in 1934, was re-elected to that body in 1936, 1938, 1940, and 1942, and held the office of Speaker pro Tempore in 1941; was elected to the Senate in 1944 and was re-elected in 1948, 1952 and 1956, serving the Senate in various important capacities, including chairmanship of the Committee on Business and Professions and the Committee on the Investigation of Proposed Water Projects; and

WHEREAS, The Honorable Earl D. Desmond was distinguished not only as a barrister, a statesman and a practical farmer, but was noted for his high degree of patriotism, his deeply religious nature and his kindly affection for his fellow man; now, therefore, be it

Resolved, That the Members of the Senate of the State of California feel a profound sense of bereavement in their loss of this former brother, and desire by this resolution to convey their heartfelt sympathy to the members of his family; and be it further

Resolved, That when the Senate shall complete its labors for this day it shall adjourn in honor of the Honorable Earl D. Desmond; and be it further

Resolved, That the Secretary of the Senate be, and he hereby is, directed to have appropriately engrossed copies of this resolution prepared to be presented to the members of the family of the Honorable Earl D. Desmond.

Resolution read, and unanimously adopted on a rising vote of the following Senators:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, January 5, 1959

To the Senate of the State of California:

I have the honor to transmit to you herewith a list of interim appointments heretofore made by me to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

EDWARD P. PARK, a resident of Menlo Park; served as Chief of the Division of Labor Law Enforcement in the Department of Industrial Relations from March 13, 1953, to April 25, 1958; before entering state service he was business representative of Labor Union No. 3, Operating Engineers in Sacramento; former President of Tri-City Building Trades Council and former President of the State Building Trades Council. While in Sacramento he was a director of the Labor Temple and an officer of the Sacramento Building Trades Council; was appointed, effective April 25, 1958, Director of the Department of Industrial Relations, vice Ernest B. Webb, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Director of the Department of Industrial Relations, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

CLYDE S. BELL, a resident of Sacramento; is vice chairman of the California Apprenticeship Council. He has served as business agent for six years of the Plasterers Union No. 295, and is a past president of the State Conference of Plasterers and Cement Masons, and past president of that organization's Northern District Council; was appointed, effective June 27, 1958, Chief of the Division of Labor Law Enforcement, Department of Industrial Relations, vice Edward P. Park, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Chief of the Division of Labor Law Enforcement, Department of Industrial Relations, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

WILLIAM H. JENNINGS, an attorney and resident of La Mesa; has won wide recognition as an expert on water matters. He is legal consultant to the International Water and Boundary Commission of the United States and Mexico and of the Colorado River Board of California; has served since 1936 as the general counsel of the Helix Irrigation District and the San Diego County Water Authority since 1947, and is consulting counsel to a dozen districts and special counsel to several others. He is chairman of the State Water Policy Committee of the California Irrigation Districts Association and has been a member of that group's attorney's committee since 1936; was appointed, effective August 5, 1958, as Member of the California Water Commission, vice Philip D. Swing, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, California Water Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1962.

HENRY G. ANDERSON, a resident of Modesto is a title company executive. He has served as secretary and foreman of the Stanislaus County Grand Jury; member of the Modesto Planning Commission, and as chairman of the Stanislaus County Parole Commission; was appointed, effective August 6, 1958 as Member of the Board of Trustees, Modesto State Hospital, vice Arthur E. Puccinelli, deceased, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of Trustees, Modesto State Hospital, vice self, term expired, for the term prescribed by law, ending four years from the date of Commission after confirmation.

CARL J. WRIGHT, a resident of Eureka; oil distributor; Navy aviation veteran of World War I, served four years as a Coast Guard Officer on active duty in World War II. He is an active member of the Humboldt Yacht Club and a former Commodore of the Eureka Motorboat Club, was appointed, effective September 29, 1958, Member, Small Craft Harbors Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Small Craft Harbors Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1962.

MAXWELL M. WILLENS, a resident of Stockton; former assistant district attorney of San Joaquin County, and former member of the Crime Commission on Criminal Law and Procedures, and an ardent participant in boating and water sports; was appointed, effective September 29, 1958, Member, Small Craft Harbors Commission, newly created position, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Small Craft Harbors Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1962.

DONALD P. LOKER, a resident of Lomita, fishery executive in San Pedro; Naval officer of World War II, has served on many governmental commissions concerning fishing; and was a member of the three-man mission named by the Department of the Army in 1949 to advise on the fishery food potential for Japan; also served on the State Department's Advisory Committee on Latin American and Japanese Fishery Affairs and on the Advisory Committee to the Inter-American Tropical Tuna Commission; was appointed, effective September 29, 1958, Member, Small Craft Harbors Commission, vice C. R. Von Herzon, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Small Craft Harbors Commission, vice self, term expired, for the term prescribed by law, ending January 15, 1961.

MORRIS WEISBERGER, a resident of San Mateo; secretary of the Sailors' Union of the Pacific; has served as business agent for the Seafarers International Union, and is presently serving as a vice president of the California Federation of Labor; was appointed, effective September 26, 1958, as Member, Board of San Francisco Port Authority, vice Harold T. Lopez, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Board of San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1960.

THOMAS L. PITTS, a resident of Los Angeles; has been a labor official since 1937; is president of the California State Federation of Labor, and has been a member of the Board of Directors, State Compensation Insurance Fund, Department of Industrial Relations since February, 1952; was appointed, effective November 13, 1958, Member, State Board of Education, vice Max J. Osslo, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1961.

BOB VOIGT, a resident of Glendale; entered the newspaper business in 1939; was sports editor of the Long Beach Independent and managing editor of the Pasadena Independent, and is presently with a public relations and advertising firm in Los Angeles. He won the Pasadena Golden Gloves Tournament and after enlisting in the Navy in 1944 won the welterweight championship of the San Diego Naval

Training Center; was appointed, effective November 17, 1958, Member, State Athletic Commission, vice Rev. Robert E. Richards, resigned, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, State Athletic Commission, vice self, term expired, for the term prescribed by law, ending January 1, 1961.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

Message read, and referred to the Committee on Rules.

REPORTS OF SPECIAL COMMITTEES

The following reports of special committees were received:

Senators Arnold, O'Sullivan, and Williams, the Special Committee appointed to wait upon the Governor and inform him of the organization of the Senate, reported they had performed their duty.

Senators Shaw, Regan, and Byrne, the Special Committee appointed to notify the Assembly of the organization of the Senate, reported they had performed their duty.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, CALIFORNIA, December 17, 1958

*Mr. Joseph A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: There is submitted herewith a report on all laws enacted during the recent sessions which contain duration clauses limiting their effect. The expiration date of each is shown in the report.

In each instance, where he is still a Member of the Legislature, the first named author has been notified of the expiration date.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By A. C. MORRISON, Chief Deputy

ACM:hg

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, CALIFORNIA, November 25, 1958

Legislation Containing Clauses Limiting Effective Period—No. 4181

NOTE: List includes only those statutes which will require action at the 1959 Regular Session of the Legislature if their provisions are to be extended.

<i>Subject</i>	<i>Clause</i>	<i>Author</i>
<i>1955 Regular Session</i>		
A.B. 3192, Chapter 1791, loans secured by real property and securities in real estate trans- action	91st day after 1959 Session	Chapel
S.B. 1507, Chapter 1436, Construction and Em- ployment Act en c u m- brances	June 30, 1959	Collier
S.B. 1993, Chapter 1893, weight fees for com- mercial vehicles	December 31, 1959	Teale
<i>1956 Ex. Session</i>		
A.B. 29, Chapter 22, poultry	November 1, 1959	McCollister

<i>Subject</i>	<i>Clause</i>	<i>Author</i>
<i>1956 Ex. Session</i>		
S.B. 28, Chapter 33, state and local plan- ning	91st day after 1959 Session	Grunsky, Parkman, Short, Thompson, Way, Ed. C. Johnson, Sutton, Kraft, Dorsey, Busch, Gibson, Farr, Harold T. Johnson, Berry, Teale, John F. McCarthy, Cobey, Byrne, Williams, Coombs, Abshire, Donnelly, Brown, Regan, Desmond, and Miller
S.B. 73, Chapter 43, taxes in the Sonoma County Flood Control and Water Conserva- tion District	June 30, 1959	Abshire
<i>1957 Regular Session</i>		
A.B. 41, Chapter 719, statute of limitations applicable to actions on bonds or coupons	June 30, 1959	Thelin and Johnson
A.B. 125, Chapter 368, killing deers in Hum- boldt County	91st day after 1959 Session	Belotti
A.B. 233, Chapter 2107, voluntary plans of un- employment compensa- tion disability benefits: selection of risks ad- verse to Disability Fund	Inoperative during the calendar years 1954, 1955, 1956, 1957, 1958 and 1959	Beaver and Caldecott
A.B. 393, Chapter 588, agricultural minerals tonnage license tax rate	October 1, 1957 to and including September 30, 1959	Kelly and Shell
A.B. 480, Chapter 1117, Defense Production Act of 1950	91st day after 1959 Session	Levering
A.B. 665, Chapter 1124, rights of military trainees	90th day after 1959 Session	Ernest R. Geddes
A.B. 858, Chapter 513, days of attendance in elementary and high schools	June 30, 1959	Porter
A.B. 861, Chapter 2119, property taxation	First Monday in March, 1960 Second Monday in July, 1960	Thelin
A.B. 912, Chapter 2139, state school building aid	91st day after 1959 Session	Bruce F. Allen
A.B. 984, Chapter 601, temporary permit for nurses	January 1, 1960	Rumford, Meyers, Cunning- ham, Gaffney, Belotti, Brown, Crown, Dills, Grant, Munnell, Schrade, and Win- ton
A.B. 1018, Chapter 1163, exemption of mosquito abatement districts from district investiga- tion act of 1933	91st day after 1959 Session	Brown and Ernest R. Geddes

<i>Subject</i>	<i>Clause</i>	<i>Author</i>
A.B. 1505, Chapter 778, taking of sardines	June 1, 1959	Pattee and Belotti
A.B. 1515, Chapter 33, alcoholic beverage li- censes	91st day after 1959 Session	Weinberger
A.B. 1534, Chapter 2280, California Theodore Roosevelt Centennial Commission	July 1, 1959	Weinberger and Caldecott
A.B. 1773, Chapter 2167, employee health and welfare programs	June 30, 1960	Rees
A.B. 2150, Chapter 1287, county water districts	91st day after 1959 Session	Donald D. Doyle
A.B. 2286, Chapter 1309, local sales and use taxes	April 1, 1959	Meyers, O'Connell, Gaffney, Busterud, Bradley, Burton, and Weinberger
A.B. 2748, Chapter 1901, school building aid	91st day after 1959 Session	Bee
A.B. 2787, Chapter 2328, California Public Li- brary Commission	Final adjournment of the 1959 Reg- ular Session	Ernest R. Geddes, Miss Dona- hoe, Holmes, Unruh, Bee, Burke, Caldecott, Donald D. Doyle, Gaffney, Stewart, and Weinberger
A.B. 2821, Chapter 201, crabs	91st day after 1959 Session	Belotti, Thomas, Beaver, and Erwin
A.B. 2948, Chapter 202, possession of fish	December 31, 1959	Erwin
A.B. 3012, Chapter 1383, annexation of territory to cities	91st day after 1959 Session	Lanterman
A.B. 3045, Chapter 1073, Public School System	July 1, 1959	Ernest R. Geddes
A.B. 3120, Chapter 949, logging trucks	91st day after 1959 Session	Belotti, Mrs. Davis, Sedgwick, Wilson, Dahl, Gaffney, Holmes, and Schrade
A.B. 3590, Chapter 2391, distressed school dis- tricts	December 31, 1959	Brown
A.B. 3974, Chapter 1459, Marine Research Com- mittee	December 31, 1959	Bradley, Thomas J. Doyle, Belotti, Erwin, and Thomas
A.B. 4169, Chapter 1481, Citizens Legislative Ad- visory Commission	90 days after 1959 Session	Miller
A.C.R. 56, Res. Chapter 94, State Controller as accounting officer for the Legislature	January 31, 1959	Miller
S.B. 68, Chapter 2061, workmen's compensation	91st day after 1959 Session	Abshire, Montgomery, Grun- sky, Harold T. Johnson, Sutton, Murdy, and Williams
S.B. 150, Chapter 1970, closing areas to hunting	91st day after 1959 Session	Ed. C. Johnson
S.B. 151, Chapter 1877, closing waters to sport- ing fishing	91st day after 1959 Session	Ed. C. Johnson

<i>Subject</i>	<i>Clause</i>	<i>Author</i>
S.B. 326, Chapter 1549, powers of the Fish and Game Commission	91st day after 1959 Session	Brown
S.B. 327, Chapter 1550, Interim San Francisco Bay Ports Commission	91st day after 1959 Session	Brown
S.B. 398, Chapter 2244, unemployment insurance	91st day after 1959 Session	Farr
S.B. 737, Chapter 240, Livestock Sanitary Committee	91st day after 1959 Session	Byrne
S.B. 817, Chapter 2024, uniform supervision of trustees for charitable purposes act	July 1, 1959	Regan, McBride, Sutton, Dolwig, and Burns
S.B. 1124, Chapter 1971, deer	91st day after 1959 Session December 31, 1959	Busch
S.B. 1133, Chapter 1627, nonresidents on medical staffs of state institutions	October 1, 1959	Short, Miller, and Coombs
S.B. 1825, Chapter 1037, condemnation of farm lands for the Archibald Lake Public Fishing and Recreation Area	91st day after 1959 Session	Cobey
S.B. 2662, Chapter 1872, housing authorities' contracts with school districts	91st day after 1959 Session	John F. McCarthy
S.B. 2667, Chapter 1873, purchase of tax-deeded or tax-sold property held in trust for public park purposes	September 1, 1959	Sutton
<i>1958 Regular Session</i>		
A.B. 8, Chapter 9, transportation fees	91st day after 1959 Session	Dahl
<i>1958 (1st Ex. Session)</i> A.B. 18, Chapter 96, participation of State in federal scholarship program	91st day after 1959 Session	Messrs. Crawford, Hegland, Miss Donahoe, Messrs. Shell, Don A. Allen, Anderson, Backstrand, Beaver, Bee, Biddick, Bonelli, Bradley, Britschgi, Burton, Buserud, Collier, Conrad, Crown, Cunningham, Cusanovich, Dahl, Mrs. Davis, Messrs. Dills, Doyle, Elliott, Francis, Frew, Gaffney, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Henderson, Holmes, House, Johnson, Luckel, Masterson, Meyers, Mulford, Munnell, Nielsen, O'Connell, Pattee, Porter, Rumford, Schrade, Sedgwick, Thomas, Unruh, Wilson, and Winton

RALPH N. KLEPS, Legislative Counsel
By VIRGINIA STEPHENS COKER, Deputy Legislative Counsel

BEFORE THE BOARD OF SUPERVISORS OF THE
COUNTY OF MADERA, STATE OF CALIFORNIA

In the Matter of AID TO }
NEEDY CHILDREN COSTS } RESOLUTION

WHEREAS, County, State, and Federal costs of Aid to Needy Children have grown alarmingly in the past four years to the great burden of property, sales and income taxes and to the extent that a new and fresh look is needed of the entire program; and

WHEREAS, County property taxes for this one program in many counties, including this County, now exceed the local costs of Old Age Assistance, and in this County will approach one hundred forty three thousand dollars in the coming year with approximately 1,200 children receiving care in this County.

NOW, THEREFORE, BE IT RESOLVED by the Board of Supervisors of the County of Madera, that the California Legislature, the State Department of Social Welfare, and the Governor's Council, immediately initiate a State-wide study of the Aid to Needy Children program, such study to include: (1) description of families now receiving Childrens' Aid; (2) an evaluation of the California laws and benefits; (3) trends of cases and costs of the program to all agencies; (4) stepfather and common-law family situations; and

BE IT FURTHER RESOLVED that such study should be made available to the public with a full statement of the strengths and weaknesses of such program, all with a view of making such changes and safeguards as experience now dictates.

The foregoing resolution was adopted this 11th day of August, 1958, by the following vote:

Supervisor Wachtmann voted: ABSENT

Supervisor Chidlaw voted: YES

Supervisor Gordon voted: YES

Supervisor Clark voted: YES

Supervisor Eastman voted: YES

PHILLIPS EASTMAN

Chairman, Board of Supervisors

ATTEST:

ERMA E. CHEUVRONT (SEAL)

Clerk, Board of Supervisors

THE FOREGOING INSTRUMENT IS A CORRECT COPY OF
THE ORIGINAL ON FILE IN THIS OFFICE

ATTEST August 14, 1958

ERMA E. CHEUVRONT

County Clerk and Clerk of the Board of Supervisors

in and for the County of Madera, State of California

By VARDA PEZALLA, Deputy

STATE OF CONNECTICUT, OFFICE OF SECRETARY OF STATE

I, MILDRED P. ALLEN, Secretary of State of Connecticut and keeper of the Great Seal thereof, and of the original record of the Acts and Resolutions of the General Assembly of said State, *DO HEREBY CERTIFY* that I have compared the annexed copy of

SENATE JOINT RESOLUTION NO. 9. A RESOLUTION CONCERNING
APPLICATION TO CONGRESS TO CALL A CONVENTION FOR PRO-
POSING AN AMENDMENT TO THE CONSTITUTION OF THE UNITED
STATES.

with the original record of the same now remaining in this office, and have found the said copy to be correct and complete transcript thereof.

AND I FURTHER CERTIFY, that the said original record is a public record of the State of Connecticut, now remaining in this office.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Connecticut, at Hartford, this 1st day of May, 1958.

(SEAL)

MILDRED P. ALLEN, *Secretary of State*

March Session, 1958

SENATE JOINT RESOLUTION No. 9

RESOLUTION CONCERNING APPLICATION TO CONGRESS TO CALL A
CONVENTION FOR PROPOSING AN AMENDMENT TO THE CONSTI-
TUTION OF THE UNITED STATES.

Resolved by this Assembly:

That pursuant to the provisions of Article V of the Constitution of the United States, the Legislature of the State of Connecticut applies to the Congress to call a convention for the purposes of proposing an amendment to the Constitution of the United States preventing the taxation of the income of the residents of one state by another state.

Be It Further Resolved, That the secretary of the state cause copies of this resolution to be sent to the President of the United States Senate, the Speaker of the United States House of Representatives, and to the respective clerks of the several state legislatures.

Certified as correct by

/s/ ROBERT A. WALL, *Legislative Commissioner.*
 /s/ JOHN L. GERARDO, *Clerk of the Senate.*
 /s/ JOHN WASSUNG, *Clerk of the House.*

RESOLUTION

TALLAHASSEE BAR ASSOCIATION

WHEREAS, Strong State Governments are indispensable if this Nation is to endure, and

WHEREAS, The Supreme Court of the United States has usurped the Rights reserved to the States in certain fields, including the right to indict and try those charged with subversive activities, the right to control education within their borders and the right to control State elections, and

WHEREAS, The local, State and American Bar Associations have been remiss in the discharge of their duties to so protect and defend the Constitution:

NOW, THEREFORE, BE IT RESOLVED by the Tallahassee Bar Association:

"That it condemns the unconstitutional usurpation of States' Rights by the Supreme Court of the United States,

That it condemns the failure of that court to exercise the power of Judicial self-restraint, as pointed out by thirty-six of the Chief Justices of the Supreme Court of the several States,

That it condemns the failure of that Court to recognize and adhere to the time-honored doctrine of *stare decisis*,

That it deprecates the tendency of the Supreme Court of the United States to establish itself as a Third Legislative House, as decried by the eminent Jurist, Learned Hand,

That it deprecates the uncertainty which has been injected into constitutional law by virtue of that Court construing the Constitution in a manner inconsistent with and contrary to prior and long accepted decisions of the Court itself,

That the individual members of the Tallahassee, Florida, and American Bar Associations get off the fence and be counted on the side of Constitutional Government,

That the Congress of the United States impose the conditions and regulations necessary to the restriction of the Supreme Court to its proper sphere, and

That the governing authorities of the several States, including the Legislatures thereof, be enjoined to oppose without quarter and in every proper manner the further usurpation of those Sovereign Rights which were by the Constitution reserved to the States and to work relentlessly to restore those rights which have already been usurped."

BE IT FURTHER RESOLVED that copies of this Resolution be transmitted to the several Bar Associations of the State of Florida, to the Florida Bar and the American Bar Association, the Secretaries of State of the several States, the Houses of the Legislatures of the several States, the Florida Congressional delegation, and to each of the newspapers and wire services represented in Tallahassee.

November 4, 1958

Tallahassee, Florida

CITY OF LOS ANGELES, CALIFORNIA
 OFFICE OF CITY CLERK, LOS ANGELES 12, May 14, 1958

Mr. J. A. Beek, *Secretary of Senate*
 528 South Bay, Balboa Island, California

DEAR SIR: At the meeting of the Council of the City of Los Angeles held May 14, 1958, the following resolution was adopted:

"WHEREAS, A non-profit California corporation has been created and duly incorporated and its offices opened in Los Angeles for the purpose of sponsoring a World Fair in the Los Angeles area in 1962; and

"WHEREAS, In the past, four World Fairs have been held in California, two in San Diego and two in San Francisco, but none in Los Angeles; and

"WHEREAS, The 1962 World Fair will be dedicated to the promotion of science and industry in our new age of space; and

"WHEREAS, The consummation of a World Fair in Los Angeles in 1962 will bring renown, prestige and innumerable economic advantages to our entire State, and particularly to the Los Angeles area.

"Now, Therefore, Be It Resolved, That the City Council by the adoption of this resolution does hereby commend this effort and urges all the people of the City of Los Angeles, the Congress of the United States, and the Legislature of

California to support and assist in the acquisition and consummation of the 1962 World Fair in the Los Angeles area."

Respectfully yours,

WALTER C. PETERSON, City Clerk
By A. M. MOREIS, Assistant City Clerk

Via Air Mail

CITY OF TORRANCE, CALIFORNIA
July 14, 1958

State Senate, State of California
State Capitol, Sacramento 14, California

HONORABLE SIRS: Enclosed is a certified copy of Resolution No. 3503 of the City Council of the City of Torrance:

Supporting the efforts of the B.P.O.E. in securing more stringent penalties for illegal selling of heroin and other narcotics and urging the State Assembly and State Senate to enact such legislation.

The City council requests the Legislature of the State of California to make mandatory a thirty-year minimum sentence without parole for any person convicted of unlawfully selling heroin or other habit-forming narcotics.

Very truly yours,

A. H. BARTLETT, City Clerk

enclosure

cc: Senator Richard Richards

RESOLUTION NO. 3503

Resolution of the City Council of the City of Torrance Supporting the Efforts of the B.P.O.E. In Securing More Stringent Penalties for Illegal Selling of Heroin and Other Narcotics and Urging the State Assembly and State Senate to Enact Such Legislation

WHEREAS, The use of narcotics, especially heroin, is increasing rapidly among our young people; and

WHEREAS, Fifty percent of all crimes against life and property in the metropolitan areas of the United States have been attributed directly to the use of narcotics; and

WHEREAS, The present penalties have not proven to be a deterrent to the illegal sale of narcotics; and

WHEREAS, The California Lodges of the Benevolent and Protective Order of Elks, realizing this danger, have begun a campaign to bring about more stringent penalties for conviction of selling heroin or other habit forming narcotics by making mandatory therefor a 30-year minimum sentence without parole; and

WHEREAS, The said Elks Lodges have circulated a petition to the Legislature for the enactment of such law;

Now, Therefore, Be It Resolved by the City Council of the City of Torrance as follows:

SECTION 1.

That this City Council commends the Benevolent and Protective Order of Elks for taking the lead in attacking the narcotics problem.

SECTION 2.

That this City Council requests the Legislature of the State of California to make mandatory a 30-year minimum sentence without parole for any person convicted of unlawfully selling heroin or other habit forming narcotics.

SECTION 3.

That this City Council urges the citizens of Torrance and the extended South Bay area to sign the Elks' petition therefor.

SECTION 4.

That the City Clerk is hereby directed to send certified copies of this Resolution to the Exalted Rulers of the Torrance, Gardena and Redondo Beach Lodges of the Benevolent and Protective Order of Elks.

Introduced, approved and adopted this 8th day of July, 1958.

(Signed)

ALBERT ISEN, Mayor of the City of Torrance

ATTEST:

(Signed)

A. H. BARTLETT, City Clerk of the City of Torrance

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES } ss.
CITY OF TORRANCE

I, A. H. BARTLETT, City Clerk of the City of Torrance, California, do hereby certify that the foregoing resolution was duly introduced, approved and adopted by

the City Council of the City of Torrance at a regular meeting of said Council held on the 8th day of July, 1958, by the following roll call vote:

AYES: COUNCILMEN: Beasley, Benstead, Bradford, Drale, Jahn and Isen.

NOES: COUNCILMEN: None.

ABSENT: COUNCILMEN: Benstead and Blount.

(Signed)

A. H. BARTLETT, City Clerk of the City of Torrance

STATE OF CALIFORNIA
COUNTY OF LOS ANGELES } ss.
CITY OF TORRANCE

I, A. H. BARTLETT, City Clerk of the City of Torrance, California, do hereby certify that the attached is a full, true and correct copy of Resolution No. 3503 of the City Council of the City of Torrance, adopted at a regular meeting held on the 8th day of July, 1958, now on file in my office.

IN WITNESS WHEREOF, I hereunto set my hand and affix the Seal of the City of Torrance this 11th day of July, 1958.

A. H. BARTLETT, City Clerk of the City of Torrance, California

SECRETARY OF STATE, JACKSON, MISSISSIPPI, May 26, 1958

Mr. J. A. Beek, Secretary, State Senate
Sacramento, California

DEAR MR. BEEK: Herewith is enclosed certified copy of Senate Concurrent Resolution No. 148 adopted by the Mississippi Legislature at the 1958 regular session.

Very truly yours,

HEBER LADNER, Secretary of State

Encl.

STATE OF MISSISSIPPI,
OFFICE OF SECRETARY OF STATE, JACKSON

I, Heber Ladner, Secretary of State of the State of Mississippi, do hereby certify that the within and attached is a true and correct copy of Senate Concurrent Resolution No. 148 of the 1958 session of the Mississippi Legislature, the original of which is now a matter of record in this office.

Given under by hand and Seal of Office this the twenty-sixth day of May, 1958.

HEBER LADNER, Secretary of State

(SEAL)

Senate Concurrent Resolution No. 148

A concurrent resolution memorializing congress to remove discriminatory regulations as they apply to transportation by railroads in order that this vital industry may maintain its place of usefulness to the nation in times of peace and war

WHEREAS, Employment by the railroads of this nation has dropped to half of that experienced during the 1926-1930 average to such an extent that it is estimated that as many as thirty-three (33) railroads might be plunged into bankruptcy in 1958 unless effective action is taken to remove restrictive governmental legislation and regulations which fail to recognize that railroads no longer enjoy a monopoly; and

WHEREAS, The railroads are uniquely adapted to the quick and relatively inexpensive shipment of heavy goods and materials and large numbers of personnel in times of emergency:

Now, therefore, be it resolved by the State Senate, the House of Representatives concurring therein, That we do hereby memorialize the Congress of the United States to enact legislation to remove discriminations against the railroad industry; to make it no longer necessary that they operate with heavy deficits threatening bankruptcy; and to save so important an industry whose jobs, whose earnings and whose usefulness to the Nation manifestly are of equal necessity both in times of peace and war.

Be it further resolved, That the Secretary of State be directed to transmit a copy of this resolution to the President of the United States, the Vice-President of the United States, the Speaker of the House of Representatives of the Congress of the United States, and each member of the Mississippi delegation in the United States House of Representatives and the United States Senate and to the respective houses of the legislatures of the several states of the United States.

Adopted by the Senate April 21, 1958

CARROLL GARTIN, President of the Senate

Adopted by the House of Representatives April 25, 1958

WALTER SILENS, Speaker of the House of Representatives

SECRETARY OF STATE, JACKSON, MISSISSIPPI, May 26, 1958

*Mr. J. A. Beek, Secretary, State Senate,
Sacramento, California*

DEAR MR. BEEK: Herewith is enclosed certified copy of House Concurrent Resolution No. 144 adopted by the Mississippi Legislature at the 1958 regular session.

Very truly yours,

IEBER LADNER, Secretary of State

Encl.

STATE OF MISSISSIPPI
OFFICE OF SECRETARY OF STATE, JACKSON

I, Ieber Ladner, Secretary of State of the State of Mississippi, do hereby certify that the within and attached is a true and correct copy of House Concurrent Resolution No. 144 of the 1958 session of the Mississippi Legislature, the original of which is now a matter of record in this office.

Given under my hand and Seal of Office this the twenty-sixth day of May, 1958.

HEBER LADNER, Secretary of State

(SEAL)

House Concurrent Resolution No. 144

A Concurrent Resolution Memorializing the Congress of the United States to Enact Legislation Providing for the Repeal of the Federal Excise Tax Upon the Transportation of Passengers and Freight

WHEREAS, The Federal excise tax upon the transportation of passengers and freight was adopted in 1942 as a wartime tax to discourage the movement of civilian passengers and freight during World War II; and,

WHEREAS, Today, twelve years after the cessation of hostilities, there continues a ten per cent levy on the transportation of passengers and a three per cent levy on the transportation of property, which taxes while collected by the common carriers of transportation by rail, by highway, by water and in the air, are imposed upon and collected from the users of such transportation; and,

WHEREAS, Millions of dollars in revenues are paid to the State of Mississippi by those common carriers; and,

WHEREAS, The tax upon the transportation of freight by reason of the transportation of raw materials to the point of manufacture and from the point of manufacture to processing and ultimate distribution to the consumer, frequently has a cumulative effect resulting in a heavy and burdensome tax upon the finished product and the consumer thereof; and,

WHEREAS, Such excise taxes on transportation by reason of the distance from the State of Mississippi and the markets for Mississippi products, agriculture, horticultural and manufactured, impose a heavy and undue burden upon Mississippi shippers and also tend to burden tourist travel to and from the State of Mississippi; and,

WHEREAS, The continuance of Federal excise taxes upon common carrier transportation of persons and property is no longer necessary; now, therefore,

Be it resolved by the House of Representatives of the State of Mississippi, the Senate concurring therein, That we respectfully urge and request the Congress of the United States to enact legislation which will provide for the repeal of the Federal excise taxes upon the transportation of persons and property.

Be It Further Resolved, That the Secretary of State be directed to transmit a copy of this resolution to the President of the United States, the Vice-President of the United States, the Speaker of the House of Representatives of the Congress of the United States, and each member of the Mississippi delegation in the United States House of Representatives and the United States Senate and to the respective houses of the legislatures of the several states of the United States.

Adopted by the House of Representatives April 16, 1958

WALTER SILENS, Speaker of the House of Representatives

Adopted by the Senate April 17, 1958

CARROLL GARTIN, President of the Senate

SEA WATER CONVERSION PROJECT, UNIVERSITY OF CALIFORNIA
DEPARTMENT OF ENGINEERING, 24 December 1958

*Mr. Joseph A. Beek, Secretary of State Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: At the request of Mr. James H. Corley, Vice President of the University of California, we are pleased to enclose a copy of the Sea Water Conversion Program Berkeley Progress Report for the year ending 15 June 1958.

Very truly yours,

EVERETT D. HOWE, Professor, Mechanical Engineering

Enc.

Communication read, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, December 22, 1958

*Hon. Joseph A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Senate Concurrent Resolution No. 83, Resolution Chapter 314 of the 1957 Legislature, by Senator J. J. McBride and Senator J. R. Dorsey; and Senate Concurrent Resolution No. 122, Resolution Chapter 295 of the 1957 Legislature, by Senator J. J. McBride, requested that the Department of Public Works investigate the feasibility of constructing a highway from Route 238 in the San Joaquin Valley to U. S. 101 near Ventura, and report to the Legislature as soon as reasonably possible.

There are enclosed six copies of a report on this subject, which has been prepared by the Division of Highways in accordance with the request contained in the resolutions.

Sincerely,

T. F. BAGSHAW, Director of Public Works

Enc.

Communication read, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, December 19, 1958

*Hon. Joseph A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Senate Resolution No. 135 of the 1957 Legislature, by Senator Hugh M. Burns, requested that the Department of Public Works investigate the feasibility and cost of constructing an expressway from State Sign Route 41 north of Clovis, south via the east side of the San Joaquin Valley to State Sign Route 65 in the vicinity of Exeter, and report to the Legislature thereon not later than the 1959 Regular Session.

There are enclosed six copies of a report on this subject, which has been prepared by the Division of Highways in accordance with the request contained in the resolution.

Sincerely,

T. F. BAGSHAW, Director of Public Works

Enc.

Communication read, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES, SACRAMENTO

*Hon. Joseph A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: I have the honor to transmit herewith Department of Water Resources Bulletin No. 66 "Quality of Ground Waters in California, 1955-1956". This is the second of a continuing series of reports concerning this important matter.

A statewide ground water monitoring program was initiated in 1953. Since that time the Department of Water Resources, as directed by Section 229 of the Water Code, has conducted this program in co-operation with numerous agencies and individuals. Securing and interpreting data on prevailing quality of ground waters in California is the main objective of the program. These data are utilized by the Department of Water Resources in conducting water resources development studies and implementing The California Water Plan; by the regional water pollution control boards in establishing waste discharge requirements for protection of ground waters in California; and by other water service agencies throughout the State.

This report covers the period January, 1955, through December, 1956, and presents mineral analyses of ground water in 31 important ground water areas throughout the State.

Very truly yours,

HARVEY O. BANKS, Director

Enc.

Communication read, and the report filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
CALIFORNIA WATER COMMISSION, December 11, 1958

*Mr. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Enclosed for the information of the Senate is a copy of Resolution No. 50, concerning the budget of the State Department of Water Resources, adopted by the California Water Commission at its regular meeting in Los Angeles on December 4, 1958.

Very truly yours,

CLAIR A. HILL, Chairman
By WILLIAM M. CARAH, Executive Secretary

Enc.

Resolution No. 50

Concerning The Department Budget

WHEREAS, The Department of Water Resources has presented to the Department of Finance a preliminary budget of \$17,098,775 for consideration with the State of California's 1959-60 Budget; and

WHEREAS, This amount represents a continuation of Departmental activities on a program level comparable with the current fiscal year budget, and is necessary to maintain the Department's activities as provided by statute, by specific Legislative requests and resolutions, and in connection with the State's share of authorized federal project costs; and

WHEREAS, This budget presentation contains no provisions for capital outlay for construction purposes; now, therefore, be it

Resolved, That the California Water Commission recommend to the Governor Elect and the State Legislature that this amount be considered as a minimum requirement for needed water development on all levels of government.

The foregoing resolution was adopted by the California Water Commission, State of California, at Los Angeles, California, on December 4, 1958.

CLAIR A. HILL, Chairman

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
SACRAMENTO, September 23, 1958

*HON. JOSEPH A. BEEK, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Transmitted herewith for the information and use of the State Senate is Volume I of Department of Water Resources Bulletin 39-57 entitled "Water Supply Conditions in Southern California During 1956-1957." It marks a further evolution of the Bulletin 39 series, published regularly since first authorized in 1929.

In that year, the Legislature, by enacting Chapter 832, directed that a continuing investigation be conducted of basic hydrologic data to promote the conservation, development, and utilization of the water resources of Southern California. This report is one of a series begun in 1932 as a result of that authorization.

Consisting originally of ground water level listings in the major valleys and plains of Southern California, Bulletin 39 has added more information as the need manifested itself. It now contains a description of surface water supply, ground water supply, sea-water intrusion, outflow and sewage discharge to the ocean, weather modification operations, and construction activities affecting water supply conditions. Its geographic scope has also been expanded.

For the first time this year, Bulletin 39-57 has been published in four volumes. The text of the report is contained in Volume I, supplemented by data tabulations in Volumes II and III, and several cross indexes of water wells in Volume IV, useful primarily to agencies concerned with detailed engineering studies of water supply conditions.

The data assembled herein indicate a continuation of drought conditions through 1956-57, resulting in greater dependence on imported water from the Owens and Colorado Rivers. While last winter's precipitation has relieved somewhat the water

deficiencies depicted in this bulletin, a rapidly expanding population imposes ever greater demands on existing water supplies and conveyance systems.

Very truly yours,

HARVEY O. BANKS, Director

Enc.

BAKERSFIELD, CALIFORNIA, October 13, 1958

Members of the State Senate:

I wish to convey my thanks to you for the beautiful wreath of gardenias and roses which expressed the friendship between my husband and his colleagues.

Your thoughtfulness and sympathy have been most helpful to me in my bereavement and I want you to know how much I appreciate your kindness, which will always remain a cherished memory.

Sincerely,

MRS. MARIAN DORSEY

CALIFORNIA STATE PERSONNEL BOARD
SACRAMENTO, December 5, 1958

*The Governor of California and
Members of the Senate and the
Assembly of the State of California*

GENTLEMEN: The State Personnel Board, in accordance with Government Code Section 18712, submits this report on matters relating to civil service personnel under the jurisdiction of the board.

The Legislature, in delegating to the Personnel Board the authority to set and adjust salary ranges for civil service and state college employees, has directed the board to: (a) consider the salaries for comparable service in private employment and in other governmental agencies; (b) consider proper internal salary relationships between state classes; and (c) keep expenditures for salary adjustments within the appropriation limits provided by the Legislature. (Government Code Section 18850)

The following summarizes the present salary situation:

1. The last general salary adjustment for state employees was effective July 1, 1957, based on March, 1957, salary data. No salaries were increased during the 1958-59 Fiscal Year because funds were not appropriated for the 3 percent general increase which was reported by the Personnel Board as being justified.
2. Even though there was a general reduction in business activity between 1957 and 1958, salaries and wages in industry continued to rise. Surveys will be conducted by the Personnel Board in March, 1959, to measure wage changes made by private industry between October, 1958, and March, 1959. If the current trend continues, a 7½ percent general adjustment of state salaries as of July 1, 1959, appears needed to catch up with the increases granted by other governmental jurisdictions and private industry over this two-year period.
3. In addition to a salary increase fund approximating 7½ percent, there will be need, as in previous years, for funds for specific salary adjustments. It appears, however, that special adjustments in excess of 7½ percent will be justified for only a small proportion of the employees.

Based on these considerations, the following estimates of salary increase funds for the 1959-60 Fiscal Year are submitted:

1. The estimated cost of each 1 percent increase in salaries in the 1959-60 Fiscal Year for civil service employees and for employees of the state colleges is \$2,500,000 from the General Fund. The estimated cost of each 1 percent increase for employees paid from Special Funds is \$1,665,000. The estimated cost of a 7½ percent increase is \$18,750,000 from the General Fund and \$12,500,000 from Special Funds.
2. A fund for special salary adjustments will be needed in order to recognize changes in internal relationships and extreme changes in prevailing rates. The Personnel Board estimates that an appropriation of \$1,875,000 will be required from the General Fund and a commensurate amount from the Special Funds. About \$1,000,000 of this fund will be required for a special 5 percent salary adjustment for state college faculty.

The estimated amounts for salary increases are sufficient only for adjustments of salaries for civil service employees and for employees of state colleges. They do not include funds for employees of the University of California and other exempt employees.

In addition to information on salaries, this report covers some of the more important current problems and aspects of personnel management in state service. These discussions may be summarized as follows:

1. Fundamental changes in the quality of individuals required and available for employment affect compensation, selection, employee development, and other personnel practices in state service. These changes have resulted from the

expansion of California's population and corresponding increases in the size of state service and the continuing demand for additional state services. This growth in size and complexity and advances in technology require greater skills of state employees and have increased the ratio of skilled to unskilled workers.

2. The State has continued to experience difficulties in recruiting employees with special skills such as psychiatrists, clinical psychologists, registered nurses, public assistance specialists, parole officers, engineers, and college faculty members. To meet these needs, the State has continued an active recruitment program. The increase in unemployment in the past year occurred mostly in the unskilled and semiskilled occupations and in specialty fields in which the State does not offer employment.
3. The growth in California's population with the resulting growth in state service has indicated a need for additional Personnel Board branch offices in order that reasonable services be given to people in all parts of the State. The Personnel Board recommends the establishment of additional offices in Fresno, San Bernardino, and San Luis Obispo.
4. Increasing complexity of state service and the need for more highly trained technical personnel have required increased emphasis in employee training and development by the state agencies. The acceptance by the state agencies of the responsibility for employee development is reflected in the increase in both the number and quality of training programs. The Personnel Board will continue to direct its efforts to providing leadership and assistance to state agencies.
5. It has become prevailing practice in local California jurisdictions to pay a salary differential to police officers assigned full time to the operation of two-wheel motorcycles. The Personnel Board believes that this practice should be applicable to the California Highway Patrol. Funds are not available for the payment of a salary differential during the current fiscal year. The Personnel Board cannot take any action until funds are provided for this purpose.
6. The nationwide shortage of and the increasing need for faculty members for the California state colleges require continued study of all of the factors which affect recruitment and retention. Such factors include: the enhancement of the prestige and status of teaching, the improvement of immediate and long-term incentives to pursue an academic career, and the improvement of facilities to permit full utilization of faculty members, plus raising the general level of academic salaries. A special 5 percent salary increase is needed for state college faculty members in addition to any general salary adjustment which may be granted to state employees.
7. The responsibility for administering disciplinary actions rests with the operating departments. During the one-year period July 1, 1957, to June 30, 1958, state agencies took 361 formal actions to dismiss, suspend, demote employees, or reject probationary employees from their positions. The Personnel Board modified the action of the agency in six cases and reversed it in two cases.

Respectfully submitted,

CALIFORNIA STATE PERSONNEL BOARD

ROBERT D. GRAY, President
EMERY E. OLSON, Vice President
GLENN R. BAKER, Member

FORD A. CHATTERS, Member
HARRY FINKS, Member

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, November 5, 1957

*Hon. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Senate Resolution No. 173 passed on June 10, 1957 relates to the reconstruction of State Sign Route 89 on the west side of Lake Tahoe.

For your information attached is copy of memorandum dated October 18, 1957, signed by G. T. McCoy, State Highway Engineer, reporting with respect to development of State Highway Route 38 for all-year travel on the west side of Lake Tahoe in the vicinity of Emerald Bay. Attached to this memorandum is a copy of the report dated October 3, 1957, by Dr. Arthur B. Cleaves, Consulting Geologist.

This report was presented to the California Highway Commission at its meeting held in Sacramento on October 22, 1957, and discussed at considerable length. The Commission took action in approving the recommendation of the State Highway Engineer that the Division of Highways' studies be continued to ascertain whether an all-year, high-level route can be improved and maintained along the north side of Emerald Bay.

This report, therefore, can be only considered as a progress report and not a final report.

Very truly yours,

FRANK B. DURKEE, Director of Public Works

Atch.

MESSAGE FROM THE ASSEMBLY

At 1.45 p.m., Messrs. Winton, Belotti, and Williamson, a Special Committee from the Assembly, appeared at the bar of the Senate and announced that the Assembly was duly organized and ready to proceed with the business of State.

RECESS

At 1.50 p.m., on motion of Senator McCarthy, the Senate recessed to meet with the Assembly in joint session.

IN JOINT CONVENTION**ASSEMBLY CHAMBER, SACRAMENTO**

Monday, January 5, 1959

At 2 p.m., the Senate and the Assembly met in Joint Convention.

Hon. Ralph M. Brown, Speaker of the Assembly, presiding.

Arthur A. Ohnimus, Chief Clerk, at the desk.

ANNOUNCEMENT

Speaker Ralph M. Brown announced the presence in the Assembly Chamber of Senator Hugh M. Burns, President pro Tempore of the Senate, and invited him to the rostrum.

SENATE ROLL CALL

Senator Hugh M. Burns, President pro Tempore of the Senate, directed the Secretary of the Senate to call the roll of Senators.

The roll was called and the following answered to their names:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

The President pro Tempore declared a quorum of the Senate present.

ASSEMBLY ROLL CALL

Hon. Ralph M. Brown, Speaker of the Assembly, directed the Chief Clerk to call the roll of Assemblymen.

The roll was called, and the following answered to their names:

Bruce F. Allen, Don A. Allen, Backstrand, Bane, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, George E. Brown, Burke, Burton, Busterud, Cameron, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, De Lotto, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Gargius, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kennick, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, Lunardi, MacBride, Marks, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nishet, O'Connell, Pattee, Petris, Porter, Reagan, Rees, Rumford, Schrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Waldie, Williamson, George A. Willson, Charles H. Wilson, Winton, Z'berg, and Mr. Speaker—80.

The Speaker of the Assembly declared a quorum of the Assembly present.

STAR SPANGLED BANNER

Assemblyman Frank Lanterman accompanied the Joint Convention in singing the Star Spangled Banner on the electric organ.

INVOCATION

Rev. R. Wilbur Simmons, Chaplain of the Assembly, gave the invocation.

Eternal God and Creator, With whom beginnings are always important, as this new legislative session begins, give to all assembled a deep and disturbing sense of a sacred trust. From this very first day, give to us a certain knowledge that they labor in vain who seek to build the city, the State, and the Nation, without an utter dependence upon Thee. Make us mindful, O God, of an invisible host, millions of citizens whose welfare depends so largely on the integrity, vision, wisdom, and courage of this chosen group of leaders. Direct, protect, and sustain the Governor of this State and all who assume office in these days. May our delight be in Thy law, and may the peace which passes all understanding be in our hearts.—AMEN.

ESCORT FOR GOVERNOR KNIGHT

The committee appointed to escort Governor Goodwin J. Knight appeared at the bar of the Assembly and announced the presence of His Excellency, Governor Goodwin J. Knight.

APPOINTMENT OF A COMMITTEE ON ESCORT

The President pro Tempore of the Senate, Hon. Hugh M. Burns, announced the appointment of Senators Richards, Miller, Thompson, Short and Dolwig as a Special Committee to escort Hon. Glenn M. Anderson, Lieutenant Governor-elect, to the Joint Convention.

REPORT OF JOINT COMMITTEE ON ESCORT

The Joint Committee on Escort, appointed to wait upon the Lieutenant Governor-elect and escort him to the Joint Convention, appeared at the bar of the Assembly, and announced the presence of Honorable Glenn M. Anderson, Lieutenant Governor-elect of the State of California.

APPOINTMENT OF JOINT COMMITTEE ON ESCORT

Hon. Hugh M. Burns, President pro Tempore of the Senate, announced the appointment of Senators O'Sullivan, Cobey, Farr, Coombs and McCarthy as the Special Committee of escort Hon. Edmund G. Brown, Governor-elect of the State of California, to the bar of the Assembly.

Hon. Ralph M. Brown, Speaker of the Assembly, announced the appointment of Messrs. Meyers (Chairman), Unruh, Rees, Hawkins, and Mrs. Davis as the Special Committee to escort Hon. Edmund G. Brown, Governor-elect of the State of California, to the bar of the Assembly.

REPORT OF JOINT COMMITTEE ON ESCORT

The Joint Committee on Escort, appointed to wait upon the Governor-elect and escort him to the Joint Convention, appeared at the bar of the Assembly, and announced the presence of Hon. Edmund G. Brown, Governor-elect of the State of California.

PRESENTATION OF GOVERNOR GOODWIN J. KNIGHT

Hon. Ralph M. Brown, Speaker of the Assembly, presented His Excellency Governor Goodwin J. Knight to the Joint Convention.

Address by Governor Goodwin J. Knight

On this spot 12 years ago today I first took oath as a constitutional officer of this State.

I became Lieutenant Governor.

Five years and three months ago I relinquished that position to accept the greatest honor the State can bestow, the governorship.

The 12 years of state service have been challenging, rewarding, thrilling.

For those years I am deeply and humbly grateful.

My gratitude goes to the Members of the Legislature, past and present, for the friendship and good will they have so generously extended me; to the members of the press, for their indulgence and personal warmth, and for the diligence with which they have fulfilled their responsibilities; and to all Californians, for the trust they have placed in me and their faith in our State's capacity and its destiny.

And to God, I offer a prayer of thanks for His Divine guidance.

These are my thoughts as I leave the office with which you have honored me. To these thoughts, allow me to add my warm best wishes to the new administration.

All of us share a firm conviction in the soundness and variety of a democratic republic.

When a small group of people landed on New England shores more than three centuries ago, they brought with them a belief. That belief was a deep determination to exercise self-government, to guarantee certain personal freedoms.

Those that followed added strength to this political philosophy: the dignity of the individual; creation of a state for the benefit of the people; denial of the practice of man living for and in fear of a regent or master.

These fundamentals were the cornerstones of the first civil government in California. They are the foundation of the structure we call constitutional government. They have been attacked, misrepresented, denounced and condemned.

And they will be again!

But you and I, and countless dedicated Californians will protect them and keep them. With courage and vigor we shall defend what is our priceless treasure—a sovereign people.

In our daily lives that heritage shall inspire the highest aspirations of freedom under law and good will toward all men.

OATH OF OFFICE

Hon. Phil S. Gibson, Chief Justice of the State Supreme Court, administered the oath of office to the Honorable Edmund G. Brown, Governor-elect of the State of California.

OATH OF OFFICE ADMINISTERED TO GOVERNOR

Governor-elect Hon. Edmund G. Brown then took and subscribed to the following oath, administered by Hon. Phil S. Gibson, Chief Justice of the California Supreme Court:

I, EDMUND G. BROWN, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

And I do further swear (or affirm) that I do not advocate, nor am I a member of any party or organization, political or otherwise, that now advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means; that within the five years immediately preceding the taking of this oath (or affirmation) I have not been a member of any party or organization, political or otherwise, that advocated the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means except as follows:

No Exceptions

and that during such time as I hold the Office of Governor of the State of California I will not advocate nor become a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means.

OATH OF OFFICE

Hon. Phil S. Gibson, Chief Justice of the State Supreme Court, administered the oath of office to the Honorable Glenn M. Anderson, Lieutenant Governor-elect of the State of California.

OATH OF OFFICE ADMINISTERED TO LIEUTENANT GOVERNOR

Lieutenant Governor-elect Glenn M. Anderson, then took and subscribed to the following oath, administered by Hon. Phil S. Gibson, Chief Justice of the California Supreme Court:

I, GLENN M. ANDERSON, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

And I do further swear (or affirm) that I do not advocate, nor am I a member of any party or organization, political or otherwise, that now advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means; that within the five years immediately preceding the taking of this oath (or affirmation) I have not been a member of any party or organization, political or otherwise, that advocated the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means except as follows:

No Exceptions

and that during such time as I hold the office of Lieutenant Governor of the State of California I will not advocate nor become a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means.

SINGING OF AMERICA

The Joint Convention was accompanied in singing America by Assemblyman Frank Lanterman on the electric organ.

INTRODUCTION OF MRS. BROWN AND MRS. BEE

Hon. Ralph M. Brown introduced to the Joint Convention Mrs. Edmund G. Brown, wife of Governor Edmund G. Brown, and Mrs. Carlos Bee, wife of Speaker pro Tempore of the Assembly.

INTRODUCTION OF MRS. ANDERSON AND MRS. RALPH BROWN

Hon. Hugh M. Burns, President pro Tempore of the Senate, introduced to the Joint Convention Mrs. Glenn M. Anderson, wife of the Lieutenant Governor, Glenn M. Anderson, and Mrs. Ralph M. Brown, wife of the Speaker of the Assembly, Ralph M. Brown.

PRESENTATION OF GOVERNOR EDMUND G. BROWN

Hon. Hugh M. Burns, President pro Tempore of the Senate, presented His Excellency Governor Edmund G. Brown to the Joint Convention.

Governor Brown then proceeded to address the Joint Convention as follows:

ADDRESS BY THE GOVERNOR**MESSAGE TO THE CALIFORNIA LEGISLATURE**

by

EDMUND G. BROWN**GOVERNOR**

Delivered to the Senate and Assembly in Joint Session, January 5, 1959

Inaugural Message to the California State Legislature

by Governor Edmund G. Brown

Mr. President, Mr. Speaker, Mr. Chief Justice, Governor and Mrs. Knight, Members of the Legislature, and my fellow Californians:

Where democracy lives, free people speak in strong voices. Last November, a free people called for a new vision for California. We begin today the solemn duty and high privilege of translating that vision into public policy and into law.

The election reaffirms our conviction that the people of California are resolved to move forward with courage and confidence. Offered reaction by the radical right, the voters emphatically declined. Offered government by retreat, the people preferred progress. Clearly then, our duty is to bring to California the forward force of responsible liberalism.

The essence of liberalism is a genuine concern and deep respect for all the people. Not monuments or institutions or associations, but people. Not one race, or one creed, or one nationality, but all the people. When people come first and special privilege is scorned, government is truly liberal.

In a liberal atmosphere, the individual stands secure against invasion of his dignity or intrusion on his conscience. He has the right to require justice and fair play, the right to demand protection from economic abuse and selfish threats to his security. At the same time, government must not, in naive good intention, stifle his initiative or smother his growth. Men must indeed have freedom to breathe the air of self-respect.

A liberal program must also be a responsible program, a reasonable, rational, realistic program. We must know how much it will cost and where the money is coming from. Benefits must be measured against burdens. A program which pampers the people or threatens our solvency is as irresponsible as the one which ignores a vital need. But we will always remember that there is a difference between responsibility and timidity, and we are resolved to be governed more by our hopes than by our fears.

In the path of responsible liberalism, we walk in the giant footsteps of such memorable governors as Hughes and Roosevelt in New York, Wilson in New Jersey, LaFollette in Wisconsin, Altgeld and Stevenson in Illinois, and Johnson and Warren in California. Let us mark their example and set our sights to match their achievements.

Here in California, the explosive growth of our population and economy strains the fabric of government. Between election and inauguration, our population increased by 75,000 people. We must accept both the perils and the promise of this magnificent growth. No longer can we afford to stay on dead center, unresponsive and inert. I pledge a confident, pioneering leadership, ready to welcome growth, pursue its promise, and prepare for tomorrow.

A liberal's duty to be responsible has a special meaning in view of the grim crisis we face in the budget. From last year's budget, our bleak legacy is a 100 million dollar deficit. For several years, our State has spent more than it has taken in, and now almost all of our reserves and special funds are exhausted.

I am resolved that our new administration will face our financial responsibilities without flinching. Before the end of the month, I will recommend an economy-minded budget, and a courageous and fair program to obtain new revenues. I pledge, however, that we will not sacrifice essential services or narrow our vision for California.

Throughout the world, the cynical creed of Communism slanders democracy with the charge that men are too greedy, too ignorant, or too lazy to govern themselves. Let us, in our respect and concern for all the people, resolve to prove anew that representative government is the best government. Let us forge a program which will liberate our human resources and demonstrate the renewed vigor of American society. In this way, we will answer the slanders of Communism and expose its evil design.

This is a day of proper pride as well as earnest dedication for California Democrats. Not for twenty years, and only once before in this century, has a Democratic Governor made the inaugural address to the Legislature. And not since 1889 has there been a majority of Democrats in both houses of the Legislature.

The job of government, however, is not a narrowly partisan undertaking. I pledge my full co-operation to Democrats and Republicans alike. I know most of you personally, and I consider this to be one of the ablest legislative bodies in the United States. My door will always be open so that we can consider together our common problems of State Government. We must understand each other, trust each other, and work together in harmony. Where the good of the people is involved, I will expect the support of the distinguished members of both parties, and I hope by my actions to merit it.

In this connection, I express my deep appreciation to Governor Knight, to Mrs. Knight, and to the entire executive family for the genuine co-operation afforded me in the transfer of the functions and duties of this high office.

In obedience to the Constitution, I turn now to specific recommendations. I lay before you a program which in my considered judgment meets the test of being both liberal and responsible.

First. Guarantee Equal Job Opportunities. Discrimination in employment is a stain upon the image of California. We must recognize that conduct which degrades any member of society, degrades society as a whole. Every man must finally see the necessity of protecting the rights of others as the most effective security for his own.

I therefore urge you to enact legislation to bar discrimination by an employer or a labor union on grounds of race, creed, national origin, or age. We should provide the means for conciliation, public education, and enforcement to insure that there are no arbitrary barriers to useful and productive employment. In truth we are, and in practice we must be, one people, equal in privilege and opportunity. This is our moral duty.

Second. Protect the Consumer. We are all consumers. Yet, we have never been able to speak in a single voice because we are disorganized and our needs are so diverse. Without a forceful spokesman in government, we have little defense against highly - organized special interests. I therefore recommend legislation providing for the appointment of a Consumers' Advocate, who should be empowered to advance the consumers' interests by public education and by representation before government agencies.

I also urge you to enact legislation to protect people from installment racketeers. Every year, thousands of Californians are deceived into signing sales contracts which contain unfair provisions and result in outrageous carrying charges. We need new laws to wipe out these vicious practices. We need them fair, strong, and soon.

Third. Encourage Economic Development. To keep our economy strong, we need new industries, new payrolls, and new jobs for our expanding population. Accordingly, I recommend legislation for the establishment of an Agency for Economic Development to launch a vigorous program to bring business here. By augmenting private efforts to attract new industries, this agency will invigorate our economy and enrich our lives.

Fourth. Safeguard Workers' Rights. The voters have firmly rejected the so-called right-to-work law. In a new and objective atmosphere, let us move forward to strengthen the integrity of the collective bargaining process. I will soon send you a special message outlining my legislative proposals in detail. May I say now, however, that I intend to recommend:

- Legislation under which employees in intrastate commerce can choose a bargaining representation;

- Legislation specifically outlawing bribes to union officials;

- Legislation setting up safeguards concerning union meetings and elections, and providing for the recall of union officers for misconduct;

- Legislation preventing loans by unions to their officers, and requiring union officers and management consultants to file financial statements; and

- Legislation governing the relationship between a local union and its parent organization.

Such laws would be safeguards against the irresponsible minority whose conduct damages all of labor. But there must be no punitive measures against free and responsible unions, which have brought untold progress and improved living conditions to our State. Cripple the responsible union and all of the people will suffer. Strengthen the responsible union and labor can contribute its full energy to the new vision for California.

Fifth. Increase Social Insurance and Public Welfare. In the stern judgment of history, our greatness as a State will largely depend on our sense of responsibility to the elderly, the sick, the needy, the injured, and the unemployed. I reject the outdated notion that concern for these people is not the business of government.

I believe that the level of unemployment insurance benefits clearly should be raised. At 1959 prices, no family can meet its basic needs on the \$40 per week maximum. In the last year, there has been forceful evidence that thousands of workers are left stranded if benefit payments are limited to 26 weeks when recessions last longer. We should lengthen the period of coverage, at least whenever unemployment has reached a given percentage of the work force.

Turning to the Workmen's Compensation Law, I recommend that we take prompt action to correct the striking inadequacy in the vocational rehabilitation provisions for injured workers. In addition, the amount and duration of benefits may well need to be increased. The same is true of disability benefits.

In the field of public welfare, we should improve the operation of the 1957 Medical Care Program and insure that it fulfills its important purpose. One obvious shortcoming in the program is its failure to extend to persons now enrolled in the Aid-to-Disabled Program. For the disabled person, the need for medical care is especially great and compelling.

Our new laws in the field of social insurance and public welfare must be responsible as well as liberal. Thus, we must stop short of an extreme, isolated position which would discourage the entry of new wealth and industry and thus injure our economy and our people alike. But short of this extreme, we will remember that social insurance and public welfare benefits go directly into our life stream and that we serve our economy as well as our humanitarian principles by making California a leader in this field.

Sixth. Establish a Minimum Wage. I urge you to enact legislation which will establish \$1.25 an hour as the minimum wage for California workers not covered by the federal law. Minimum wage laws assure a worker that he will be paid enough to maintain himself in health and decency. Elementary fairness dictates that this protection should not be denied a person because of the happenstance that he is employed in a local business. Moreover, a minimum wage law will protect ethical employers from the unfair competition of those who would pay sub-standard wages.

Seventh. Reform Election Practices. Because elections are the strong heartbeat of democracy, the reform of election practices deserves a top priority. I urge you to abolish cross-filing in primary elections,

and thus strengthen representative government by making our parties more responsible and more responsive to the will of the people.

I also urge you to strengthen our laws providing for disclosure of campaign funds. The gaps in the present law threaten the integrity of our democratic processes.

In this electronic age, we continue to count ballots by primitive methods. I recommend that existing statutes be broadened to encourage electronic tabulation of votes in all counties of the State. We must also find a way to shorten our political campaigns and stop every election from being an endurance contest, both for the candidates and the voters. When we improve the election process, we strengthen democracy.

Eighth. Promote Efficiency in Government. I urge you to adopt legislation to enable us to reorganize and streamline State Government. Specifically, I believe that the Governor should be authorized to prepare and transmit to the Legislature plans for the reorganization of the executive branch of the State Government. I also pledge my wholehearted support for your efforts to improve the organization and operation of state agencies.

Not since 1928 have we made a thorough and penetrating analysis of the structure of our State Government. Today each citizen pays the price of a government which has developed haphazardly in a piecemeal response to the pressure of growth. We are burdened by layer upon layer of patchwork agencies, and confusing lines of authority. The time has come for us to modernize State Government and improve its services to our people.

Ninth. Control Crime. Crime and narcotics are ugly companions. Driven by fear and guilt, the criminal seeks escape through the use of narcotics; in turn, the addict steals to support his costly habit.

As a new approach to this complex problem, I urge you to authorize the Department of Corrections to establish pilot units for narcotic treatment and control in key areas of the State. This program would provide diagnostic testing and psychiatric aid for addicts released on parole or probation. By providing these new tools for control and rehabilitation, we take a promising and pioneering step toward narcotics control. We only endorse futility if we do no more in this field than renew procedures which time has already proven unsuccessful.

Our prisons are dangerously overcrowded. This not only magnifies the hazards of riots and breakouts, but inevitably produces the frustration of idleness. In meeting this problem, our first responsibility is the protection of society. We must initiate new studies to identify those prisoners who should never be released to prey again on an innocent public. We should also determine whether some prisoners are now kept confined after punishment has served its purpose. In addition, we should establish new forestry camps and industrial training programs so that after release, every man can offer society an effective skill and regular work habits.

Today's prisoners were yesterday's delinquents. The California Youth Authority has pioneered in the field of youth correction, but now we must press forward in the prevention of delinquency. To that end, I will immediately take personal leadership of the Governor's Advisory Committee on Children and Youth to study the early causes

of one of society's most difficult problems. If we can find a way to reach the promise and the core of goodness in our emotionally disturbed children, we strike at the roots of crime.

Tenth. Improve Quality in Education. Both our Constitution and our conscience enjoin us to invest money in young minds, our greatest natural resources. Specifically, our growth requires us to meet these needs in public education: 18,000 new teachers a year, when we now graduate 11,000; 5,000 new classrooms a year, when we now build 2,500; facilities for 400,000 college and university students in 1970, when we now have space and equipment for but 100,000.

These needs are the challenge of growth. Let us meet them with adult dedication and ingenuity. We can attract and retain good teachers, if we offer practical training, adequate professional salaries, and new levels of community confidence and respect. We must also find the means to provide the physical plants as well as the intellectual climate for learning.

In turn, we have the right to require that our schools shall provide genuine education in a well-taught, disciplined curriculum. Every child deserves the chance to grow in fundamental knowledge, in special and technical skills, and in insight. I am determined that California will have the best public schools in the United States. I am persuaded, as I am confident you are, that whatever we invest in free public education is returned, manyfold, to our economy and to the strength of our democratic government.

Eleventh. Protect Public Health. We live in an era marked by new cures for old diseases and by dramatic new dangers to our health. Air pollution is a statewide menace. It threatens the health of people not only in Los Angeles, but in every heavily populated region of the State. We must recognize that our attack on smog cannot stop at county lines.

I therefore ask that you supply additional funds for concentrated research on the dangerous effects of smog on people. I call upon the automobile industry to expand and accelerate its research on smog prevention. I want to serve notice on every industry and every person involved that my administration will take effective action to protect the people of the State. People are more important than dollars.

Exposure to radiation from nuclear fallout and industrial accidents now threatens all of us. We should provide funds for the State Department of Public Health to maintain a constant guard against dangerous levels of radioactivity in air, water, food, and sewage.

In addition, I urge that California follow the example of other alert states and establish a co-ordinator of the many phases of atomic energy development now in process in several existing state agencies. Failure to act and plan in atomic matters, which are so promising to our progress and so critical for our safety, would be both irresponsible and dangerous.

I also recommend that the Legislature provide funds for the continuation of the Department of Public Health's program to combat alcoholism and promote temperance.

Fifteen years as a law enforcement officer have convinced me that although other problems may be better publicized, none causes more suffering and despair than alcoholism.

Twelfth. Improve the Administration of Justice. There is a logjam in our California courts. In Los Angeles County alone, the backlog of civil cases climbed to nearly 16,000 in 1958. Each case has to wait in line well over a year after it is ready for trial. In other counties, the situation is even worse. Last October when Chief Justice Warren called attention to this crisis in the courts, we were forcefully reminded that justice delayed, frequently is justice denied.

Automobile accidents spawn a major portion of the congestion in our courts. For the accident victims, the net result is a grave social loss. After years of delay and uncertainty, the majority will recover nothing, and financial distress will be added to their pain and suffering. Those who eventually win their cases may not be able to collect their judgments, and what they do recover will have to be shared with others.

Three decades ago, California pioneered in establishing an expert commission to handle industrial accidents. Now, the time has come for use to weigh the wisdom of an Automobile Accident Commission to hear and determine claims arising out of auto accidents. If a commission modeled after our Industrial Accident Commission could provide a prompt remedy and fair compensation for the accident victim, we would reduce suffering and hardship. If the commission could gain an insight into the causes of accidents and issue safety orders, we would cut down the carnage on the highways. If, through the creation of such a commission, we could enable our courts to keep abreast of their dockets, we would take a long step toward our goal of equal justice under law.

The limits of this Inaugural occasion do not permit a detailed statement of all that is in my mind and heart today. During the course of this session, I will bring you recommendations on traffic safety, billboards, the redevelopment law, improvements in our recreational program, and other matters.

Before the end of January, I will send you a major message on water. Development of our water resources is crucial to every segment of our State—the ranchers in our mountain areas, the farmers who make California the Nation's leading agricultural producer, and the homeowners in our population which will grow to 20 million by 1970. No problem has occupied more of my time in the weeks since election than water. Striking progress has been made. I can tell you now that I will soon present a water program which is rational, realistic, and responsive to the needs of all the people of the State.

I will also soon announce appointment of a Governor's Commission on Metropolitan Problems. For the 85 percent of our people who live in urban communities, local government is often inefficient, costly, and confusing because the necessary services are rendered by overlapping and competing agencies. The congestion of our streets symbolizes the necessity for a new and co-ordinated approach to the pressing problems in our cities. Any approach to these problems must respect our tradition of community responsibility and the high quality of our local officials, but I am convinced that we should make a concerted attack on these acute and chronic problems.

Looking beyond these specific matters, let us recall the warning of the Bible that where there is no vision, the people perish. Today we see successful industries accepting this judgment. They search out

their most creative minds and put them to work studying distant horizons.

I propose that California follow industry's example and become the first state in the nation to set up a specific research and development program. I propose that we seek out our most creative minds both in and out of State Government and put them to work on a wide range of long-term problems, such as our crowded airways, the plight of workers frozen in their jobs by pensions which cannot be transferred, discrimination in housing, the defects of the present health insurance program, and on to new problems on the frontiers of space.

As I conclude, I would observe that providence seems intent on making us a great people in a great state. This destiny of greatness requires of us our best laws and fairest administration. Let us lead with confidence and compassion as we draw the lines of the new vision for California. May we pray to God that our virtues grow with California and be durable, and that our vision for California be liberal and responsible.

PRESENTATIONS BY GOVERNOR EDMUND G. BROWN

Governor Brown introduced his mother, and his daughters, Barbara Casey, Kathy Brown, and Cynthia Kelly, and his son, Edmund G. Brown, Jr.; and Miss Roosevelt, his first grade teacher.

PRESENTATION OF LIEUTENANT GOVERNOR GLENN ANDERSON

Hon. Ralph M. Brown, Speaker of the Assembly, presented Lieutenant Governor Anderson to the Joint Convention.

Address by Lieutenant Governor Anderson

Governor Brown, Mr. Speaker, Mr. Speaker pro Tempore, President pro Tempore of the Senate, Chief Justice Gibson, Members of the Legislature, Ladies and Gentlemen:

Sixteen years ago I was first sworn in as a State Legislator in this same room. This Assembly Chamber holds many happy and nostalgic memories for me. Some of my fellow legislators of those years are still here, many are not. As Legislators we always strove to accomplish greater progress for our beloved State.

Today, particularly, we have just heard what I consider to be the most forward looking, courageous program that has ever been presented to a Legislature of California. We have heard Governor Pat Brown, obvious in his greatness, demonstrate that the confidence shown in him by the people on election day, will be fulfilled.

I am certain his administration will come to be identified as the one that drew new lines of vision, new goals, for a greater California of the future. His sights have remained high, never lowered, even with the current dilemma of a State facing difficult problems, and at the same time being encumbered by a huge deficit.

As he stated, his administration will never stay on "dead center," nor will it blindly stumble, but will always move forward meeting each crisis head on.

He has clearly stated many of the State's problems and has made recommendations for the solution of these problems. I have confidence

that the Legislature in its good judgment will follow these recommendations, and the people of California will truly live in a greater and more glorious California.

As I listened to Governor Brown's address, it touched many responsive chords from the beginning to the end. For example his number one item . . . providing for equal job opportunities for all people regardless of race, creed, national origin or age . . . has been number one in my heart for as many years as I can remember. My office and staff will work diligently to help promote such legislation during this session, and I want Governor Brown to know that I feel California can lead the way in showing not only this Nation, but the entire world that we in America know what democracy means, and believe in it . . . wholeheartedly.

In my opening remarks I referred to the memories I hold of my years in the State Assembly. My experience in the Assembly brought me in close contact with the Members of the State Senate of California; and my respect for that body . . . for its co-operation, for its integrity, for its mature leadership, grew year by year. I consider the State Senate of California an outstanding deliberative group . . . as Presiding Officer of the Senate I will be part of that body, and it will be my full endeavor to work along with every member. I come to you in the spirit of complete co-operation.

In closing, I want the members of both houses, the Assembly and the Senate, each of the Constitutional Officers and the People of California to know that my office is ready and willing to serve you . . . and to you, Governor Brown, I want to assure you that your entire program has my full support. And knowing you as I do, I am confident that I will also be in full support of the subsequent programs that you will be presenting in the interests of our great State.

PRESENTATION OF STATE OFFICIALS

Hon. Ralph M. Brown, Speaker of the Assembly, presented the following state officials to the Joint Convention:

Alan Cranston, State Controller, and Mrs. Cranston; Frank M. Jordan, Secretary of State, and Mrs. Jordan; Bert A. Betts, Treasurer, and Mrs. Betts; Stanley Mosk, Attorney General, and Mrs. Mosk; Members of Board of Equalization Paul Leake, George Riley, John Lynch, and Richard Nevins; Roy Simpson, Superintendent of Public Instruction; Judge Edward F. O'Day; Gerald C. Haggerty; Ernest Debs, Member, Board of Supervisors, Los Angeles; William R. Rosenthal, Chairman, Democratic State Central Committee; Gerald J. O'Gara, former State Senator; Vern Hoffman, former State Senator; George Christopher, Mayor of San Francisco; Francis McCarthy, President of the San Francisco Board of Supervisors; and Elizabeth Smith, California Democratic National Committeewoman.

BENEDICTION

Rev. I. E. Metcalf, Chaplain of the Senate, gave the benediction.

REASSEMBLED

At 3.55 p.m., the Senate reconvened.

Hon. James J. McBride, of the Thirty-third Senatorial District, presiding.

Secretary J. A. Beek at the desk.

ADJOURNMENT

At 4 p.m., on motion of Senator Collier, the President declared the Senate adjourned until Tuesday, January 6, 1959, out of respect to the memory of the late Senator Earl D. Desmond.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SECOND LEGISLATIVE DAY

SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, January 6, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

God be merciful unto us and bless us and cause His face to shine upon us, that Thy ways may be known upon the earth, Thy saving health among all nations—And to this end do we pray Thy blessing upon our deliberations today, in the knowledge that what we do here can help to create that "righteousness that exalteth a nation," and make of government an instrument of good for all the people. Amen.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator McAteer, on motion of Senator McCarthy, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Edgar Crane of Whittier.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

CALIFORNIA RECIPROCITY COMMISSION
SACRAMENTO, January 5, 1959

President of the Senate
State Capitol
Sacramento 14, California
Attention: J. A. Beek, Secretary

HONORABLE SIR: I am transmitting to the Senate herewith the Fourth Annual Report of the California Reciprocity Commission as provided in Chapter 1002, Statutes of 1955.

Respectfully,

PAUL MASON, Chairman
California Reciprocity Commission

Communication ordered printed in the Journal and the report filed with the Secretary.

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO, CALIFORNIA, Jan. 5, 1959

Senator Hugh M. Burns, Chairman
Senate Committee on Rules
State Capitol, Sacramento, California

DEAR SIR: The following named persons are eligible for accreditation as representatives of the press at the 1959 General Session of the Legislature:

Associated Press—Morrie Landsberg, C. J. Leabo, Richard Meister, Jerry Harrell, John R. Morganthaler, Harry Jupiter, Paul Finch, Pete McLaughlin, Roger Barr, Al Barton, Charles Roberts.

United Press International—James C. Anderson, Norman Kempster, Michael Fallon, Alton Pryor, Jerry Reynolds, David Shumway, R. D. Wagner, Charles D. Fredericks.

Capitol News Service—Henry C. MacArthur, Edwin S. Capps.

San Francisco Call-Bulletin—Jack S. McDowell.

San Francisco Chronicle—Earl C. Behrens, Jackson Doyle.

San Francisco Examiner—Clint Mosher, Jack Welter.

San Francisco News—Sydney Kossen.

Oakland Tribune—Don Thomas.

Sacramento Bee—Herbert L. Phillips, Richard Rodda, Alfred E. Lyons, Robert Handsaker, C. K. McClatchy, Wilson K. Lythgoe, Clark Biggs, Tom Arden.

Los Angeles Examiner—Carl Greenberg.

Los Angeles Mirror-News—Richard C. Bergholz.

Los Angeles Times—Robert Blanchard.

Fresno and Modesto Bee—Roger Ellingson.

Copley Press—Jack Cooper.

San Rafael Independent-Journal—Chapin F. Day.

San Jose Mercury-News—Harry Farrell.

Very truly yours,

SQUIRE BEHRENS
President, Capitol Correspondents Association

MESSAGE FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 6, 1959

To the Senate of the State of California:

I hereby respectfully withdraw from consideration all appointments heretofore submitted and now before your honorable body for confirmation.

EDMUND G. BROWN, Governor

Message read, and referred to the Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, SACRAMENTO, January 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly has elected the following statutory officers for the 1959 Regular Session:

Ralph M. Brown	Speaker
Carlos Bee	Speaker pro Tempore
Arthur A. Ohnimus	Chief Clerk
Eleanor K. Donoghue	Minute Clerk
Tony A. Beard	Sergeant-at-Arms
R. Wilbur Simmons	Chaplain

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly

RESOLUTIONS

The following resolutions were offered:

By Senator Hollister:

Senate Resolution No. 13

Relative to the continuance of the Senate Interim Committee on Small Boat Harbors and Marine Recreation

Resolved by the Senate of the State of California, as follows:

1. The Senate Interim Committee on Small Boat Harbors and Marine Recreation created by Senate Resolution No. 168 of the 1957 General Session is continued as a Senate committee at this session, with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the committee shall be filled by the appointing power.

2. The committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the date of adjournment.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate, as soon as such rules are adopted at this session, and as amended from time to time, shall be applicable to this committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding general session are incorporated herein and made applicable to this committee and its members.

4. The sum of five thousand dollars (\$5,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senators Stiern, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams:

Senate Resolution No. 14

Relative to the death of the Honorable Jess R. Dorsey

WHEREAS, Word has come to the Senate that on September 27, 1958, the Honorable Jess R. Dorsey died at the Mercy Hospital in Bakersfield; and

WHEREAS, The Honorable Jess R. Dorsey was a native of Missouri, becoming a resident of California and Kern County as a young man, receiving his primary education in Kern County and attending high school at Watsonville, later going to Indiana and attending Valparaiso University; and

WHEREAS, The Honorable Jess R. Dorsey was admitted to the Bar of California in 1898, becoming clerk of the Assembly Ways and Means Committee in 1899, in 1902 being elected to the Assembly, where he served two terms and became known as the "boy orator"; later becoming Bakersfield City Attorney, and serving from 1917-1923 as Kern County District Attorney; and

WHEREAS, In 1942 the Honorable Jess R. Dorsey won both party nominations for the State Senate, a feat he repeated in 1946, 1950, and 1954, thus serving continuously in the Senate from 1942 to the time of his death; and

WHEREAS, The Honorable Jess R. Dorsey served with distinction in the State Senate, where he was known as one learned in the law, possessed of a keen sense of humor and deeply interested in the cause of the unfortunate; now, therefore, be it

Resolved by the Senate of the State of California, That its members feel a keen sense of bereavement in the loss of this elder statesman from their midst; and be it further

Resolved, That when the Senate adjourns from its labors for this day it do so in honor of the memory of the Honorable Jess R. Dorsey, and be it further

Resolved, That the Secretary of the Senate be, and he is hereby, directed to prepare suitably engrossed copies of this resolution to be sent to the members of the family of the Honorable Jess R. Dorsey.

Resolution read, unanimously adopted on a rising vote of the following Senators:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1: By Senators Shaw and Dilworth—An act to add Chapter 3.7 (commencing at Section 20705) to Division 10 of the Education Code, relating to state colleges, and making an appropriation therefor.

Referred to Committee on Education.

LEGISLATIVE COUNSEL'S DIGEST

S. B. 1 as introduced, Shaw (Educ.). State College for San Bernardino and Riverside Counties.

Adds Ch. 3.7, Div. 10, Ed. C.

Establishes a state college for San Bernardino and Riverside Counties.

Appropriates \$900,000 for the site and buildings.

Senate Bill No. 2: By Senators Dilworth, Donnelly, and Grunsky—An act to recodify the Education Code, by repealing and re-enacting said code, relating to the establishment, maintenance, government and operation of schools, libraries and institutions of learning, arts and sciences.

Without reference to committee.

LEGISLATIVE COUNSEL'S DIGEST

S. B. 2 as introduced, Dilworth, Donnelly and Grunsky (Without reference). Recodification of Education Code.

Repeals and re-enacts Education Code.

Rearranges all of the provisions of the Education Code, making no substantive change.

MOTION TO SUSPEND CONSTITUTION TO CONSIDER SENATE BILL NO. 2

Senator Dilworth moved that part of Article 4, Sec. 2 of the Constitution which prohibits the consideration of a bill by a committee or that it be placed upon its final passage until 30 days has elapsed following its introduction be dispensed with for the purpose of considering Senate Bill No. 2.

The roll was called, and the motion carried by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Article IV, Section 2, was declared suspended to consider Senate Bill No. 2.

MOTION TO SET SPECIAL ORDER

Senator Dilworth moved that Senate Bill No. 2 be made a special order of business for Tuesday, January 13, 1959, at 10:30 a.m.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 3: By Senator Beard—An act to add Section 674.5 to the Code of Civil Procedure, relating to recordation of writs of execution.

Referred to Committee on Judiciary.

LEGISLATIVE COUNSEL'S DIGEST

S. B. 3 as introduced, Beard (Jud.). Recordation of writs of execution.

Adds Sec. 674.5, C. C. P.

Provides that a copy of a writ of execution issued to enforce a judgment or decree providing for installment or periodic payments may be recorded and give rise to a lien in the same manner as an abstract of judgment.

Senate Bill No. 4: By Senator Cobey—An act to amend Section 10500 of the Water Code, relating to the development, utilization, and conservation of the water resources of the State.

Referred to Committee on Water Resources.

LEGISLATIVE COUNSEL'S DIGEST

S. B. 4 as introduced, Cobey (Wat. Res.). Extension of exemption of state water filings from due diligence requirements.

Amends Sec. 10500, Wat. C.

Extends the exemption of state filings from the statutory requirements of due diligence from October 1, 1959, to October 1, 1969.

RESOLUTIONS

The following resolution was offered:

By Senator Collier:

Senate Resolution No. 15

Relative to a geological survey of the area of the site of the proposed Oroville Dam

WHEREAS, It has been suggested that a geological fault may exist in the area of the site of the proposed Oroville Dam; and

WHEREAS, It is essential that the Members of the Legislature be completely informed as to the engineering feasibility and safety of a dam of this size at the proposed site; now, therefore, be it

Resolved by the Senate of the State of California, That the Department of Water Resources be requested to conduct a geological survey of the area of the site of the proposed Oroville Dam, with particular reference as to the possible existence of a fault in this area, and to report to the Legislature, at the earliest possible time but not later than the commencement of the 1960 Budget Session,

its findings and its recommendations as to the type of dam which would be engineeringly feasible and safe for construction at the proposed site; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a copy of this resolution to the Director of Water Resources.

Resolution read, and referred to Committee on Rules.

ANNOUNCEMENT OF AN OMISSION

The Senate on January 5, 1959, adjourned out of respect to the memory of the late Senator Earl D. Desmond, which was inadvertently left out of the Journal. However, the Journal will be corrected and the official bound Journal will show that the Senate did adjourn out of respect to the memory of Hon. Earl D. Desmond.

ADJOURNMENT

At 10.40 a.m., on motion of Senator Burns, the President of the Senate declared the Senate adjourned until 10 a.m., Wednesday, January 7, 1959, out of respect to the memory of the late Senator Jess R. Dorsey.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRD LEGISLATIVE DAY

THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, January 7, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Most gracious God, we give Thee thanks for this good land in which our heritage is cast, for the glory of a people nurtured in freedom and matured by the responsibilities which such freedom imposes on all. Keep us ever mindful of the rich treasure given to us by our fathers, and help us to give ourselves diligently to requirements of our day. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Berry, on motion of Senator Gibson, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Tener Nielsen, Mr. James Nielsen, Mr. Jerry Hagohian, and Lee Hagohian, all of Fresno.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Dominic Banducci and Mr. Meyer Bistrin of Eureka.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Benson of Brawley.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Clifford Dean of Banning.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Raymond R. Farrell, attorney, of Burbank, and Mr. Jann Hill, National Broadcasting Company, of Studio City.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Ralph Fear of Lone Pine.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. L. Pereira and Mr. Warren Sinsheimer of San Luis Obispo.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 1

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 1—Relative to the continuation of the Joint Legislative Committee for School Visitations.

Referred to Committee on Rules.

MOTION TO PRINT PROGRESS REPORT

Senator Dilworth moved that the following progress report of the Joint Legislative Committee for Revision of the Education Code be printed in the Journal.

Motion carried.

JOINT LEGISLATIVE COMMITTEE FOR
REVISION OF THE EDUCATION CODE
SACRAMENTO, CALIFORNIA, January 5, 1959

Hon. Glenn M. Anderson, President of the Senate
Sacramento, California

DEAR MR. PRESIDENT: There is transmitted herewith a Progress Report on Revision of the Education Code. The committee proposes to file a supplemental report to the Legislature at a later date setting forth further progress on the revision of this code.

Very truly yours,

SHERIDAN N. HEGLAND
Member of the Assembly
77th District
WILLIAM S. GRANT
Member of the Assembly
70th District

NELSON S. DILWORTH, Vice Chairman
HUGH P. DONNELLY
Senator, 22d District
DONALD L. GRUNSKY
Senator, 23d District

REPORT OF THE JOINT LEGISLATIVE COMMITTEE FOR THE REVISION OF THE EDUCATION CODE

January 1, 1959

Transmitted herewith is the Report of the Joint Legislative Committee for the Revision of the Education Code. The Senate members of the committee, by committee request, will introduce the bill which represents the first stage of work completed by the committee. This report presents a summary of the committee's work to date together with its recommendations to the Legislature.

Major Objectives of Code Revision

The Joint Legislative Committee for the Revision of the Education Code was created by the Legislature (1957 Regular Session, Chapter 2419) based upon Bill No. 4118 introduced by Assemblyman Wallace Henderson in response to growing public sentiment that the State's educational code needed major reorganization and improvement to make it a more effective and usable document for the State's school personnel and citizenry. Some major criticisms that have been directed against the existing Education Code are that the subject matter is not integrated or in orderly sequence, that it contains obsolete, ambiguous, and conflicting provisions, and that the general format of the code including titles, annotations, and index possess major shortcomings.

After public hearings and consultations with numerous educational authorities, this committee concluded that a thoroughgoing revision of the Education Code would be a difficult and time-consuming task and the work would have to be undertaken in orderly stages if the job was to be satisfactorily completed. To aid in the development of a research program preparatory to the revision, the committee secured the services of Dr. Ernest A. Engelbert of the Bureau of Governmental Research of the University of California, Los Angeles, who was instructed to work in close co-operation with the Legislative Counsel's Office and the Legislative Analyst's Office in formulating the project's objectives. The preparatory work resulted in the committee adopting the following work program:

1. The reorganization of the Education Code should be done in stages, each stage to represent a completed product which could be submitted to the Legislature.

2. The committee decreed that insofar as possible work should begin on the structural and organizational aspects of the code, postponing substantive and controversial issues until the final stages of revision in order to minimize the chances of political disputes in the early periods of activity.

3. The committee approved a program of Education Code revision in three stages:

Stage I: Designed to produce a reorganized code with more logical arrangement and better integration of subject matter but without substantive change.

Stage II: Directed toward the preparation of specific pieces of legislation designed to remove glaring ambiguities, inconsistencies, omissions, obsolescences, and similar changes.

Stage III: To result in an intensive study and extensive rewriting of specific divisions of the code.

Legislative Committee Activities

This committee has undertaken a number of activities to enlist public aid and support for the revision of the Education Code. First, the committee sent letters to approximately 350 persons throughout the State soliciting their advice. Responses came from a broad cross-section of the State's citizenry including local school administrators, legal counsels and attorneys, college presidents, professors, personnel of various state departments and representatives of education and non-educational groups. Their proposals have been studied carefully by the committee and its staff.

Second, the committee has held five public hearings for the purpose of receiving testimony and acquainting the public with what is being done. The hearings were held in Monterey on November 30, 1957, in Los Angeles on December 27, 1957, in Sacramento on May 27, 1958, in Sacramento on September 30, 1958, and in Berkeley on December 29, 1958.

Third, the committee appointed a Citizens' Advisory Committee of 30 distinguished persons representing the major organizations in the State interested in the revision of the Education Code. The Advisory Committee has met jointly with our Legislative Committee and has worked with us in evaluating the work of the staff. Membership of the Citizens' Advisory Committee is listed in Appendix A.

Progress of Code Revision

The actual work of code revision has been done by over a score of professional personnel including lawyers, educators, and social scientists located at seven major institutions, namely, the University of California at Los Angeles and Berkeley, Stanford University, Fresno State College, Fresno Junior College, San Diego State College, and San Francisco State College. Insofar as possible the work was assigned to teams upon the basis of special fields of knowledge which the personnel in the teams represented. The work was done under contract with the University of California and co-ordinated by the Bureau of Governmental Research at the University of California, Los Angeles. The roster of staff is to be found in Appendix B.

Working closely with the staff throughout the entire project have been representatives of the Legislative Counsel's Office and the State Department of Education. In particular, the committee drew heavily upon the services of Mr. Angus Morrison, Deputy Legislative Counsel, and Dr. George Hogan, and Mr. Lawrence Kearney, Deputy Superintendent and Legal Counsel, respectively, of the State Department of Education.

Much of the Education Code revision accomplished so far has been done with the aid of machine data processing. The International Business Machines installation at U. C. L. A. was made available without charge to the committee.

The progress of the work done to date on the revision of the Education Code is as follows:

Stage I: has been completed and has resulted in the preprint bill which will be introduced in the Senate. This bill represents a major reorganization of the entire existing Education Code *but does not include any substantive changes*. Divisions and chapters have been rearranged to provide more logical integration and sequence. The conversion table appended to the preprint bill gives the relocation of articles and sections. Also completed and to be added when the new code has been adopted are new titles for each section, an extensive system of cross-referencing, and a new, enlarged index.

Stage II, namely the preparation of individual pieces of legislation, should be completed by February 1, 1959. Nearly 300 separate items for legislation have been submitted to the Legislative Counsel on behalf of the committee which amend and clear up minor ambiguities, inconsistencies, and other deficiencies. Some of these items undoubtedly will be consolidated to provide fewer bills before they are introduced.

Stage III, namely the intensive study and extensive rewriting of major sections of the Education Code, is still in the initial phase. The staff is recommending to the committee, on the basis of priority, those divisions of the code which should be completely rewritten. Work will continue on this stage of code revision for the duration of the committee's existence.

Committee Recommendations

On the basis of this committee's work to date, the following recommendations are made:

1. The committee recommends that the preprint bill which will be introduced in the Senate be enacted into law as soon as reasonably possible.

2. The committee recommends passage of all trailer bills which are an integral part of the code reorganization program. These trailer bills will be introduced as committee bills with sponsorship and house origin to be subsequently determined by the committee.

3. The committee proposes to file a supplemental report to the Legislature at a later date setting forth further progress on the revision of this code.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 7, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 13

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

RESOLUTIONS

The following resolution was offered:

By Senators Montgomery, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams:

Senate Resolution No. 16

In reference to the death of former Senator Robert Roy Cunningham

WHEREAS, The Senate has been apprised of the death of Senator Robert Roy Cunningham, who departed this life on October 11, 1958; and

WHEREAS, Senator Roy Cunningham was a native of Texas and a member of the North Texas Volunteers in the Spanish-American War who established his residence in California early in this century, who lived in Corcoran for a time and who moved to Hanford in 1922, making his home there until the time of his death; and

WHEREAS, Senator Cunningham was one of the leading citizens of his community, having served as the President of the First National Bank for some 12 years and having conducted an insurance business in association with his son-in-law, Malcolm Baird, at the same time finding energy for various community activities and affiliating himself with such organizations as the Masonic Lodge, Royal Arch Masons, Knights Templar, the Shrine, the Indian Consistory, the Kiwanis Club, and the First Presbyterian Church; and

WHEREAS, Senator Roy Cunningham is survived by his widow, a son, Roger Elton Cunningham, two daughters, Mrs. Lorimer Skidmore and Mrs. Malcolm Baird, also a sister, Mrs. William Richardson; and

WHEREAS, Senator Roy Cunningham was a member of the Senate of the State of California from 1936 to 1952, serving with distinction to himself and satisfaction to his district and endearing himself to his fellow Senators by his high degree of patriotism, his devotion to the right as he saw it, and his friendly and kindly demeanor; now, therefore, be it

Resolved, by the Senate of the State of California. That the members of this body are grieved to learn of the passing of their former fellow member, and desire by this resolution to convey to the bereaved members of his family their deepest sympathy; and be it further

Resolved, That when the Senate adjourns this day, it shall do so in honor of the Honorable Roy Cunningham, and be it further

Resolved, That the Secretary of the Senate be, and he is, hereby directed to prepare and present suitably engrossed copies of this resolution to the members of Senator Cunningham's family.

Resolution read, and unanimously adopted on a rising vote of the following Senators:

Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 5: By Senator Hollister—An act to amend Section 8352 of the Revenue and Taxation Code, relating to the Motor Vehicle Fuel Fund and making an appropriation thereof.

Referred to Committee on Transportation.

Senate Bill No. 6: By Senator Farr—An act to add Section 7408 to the Education Code, relating to school bond validation actions.

Referred to Committee on Judiciary.

Senate Bill No. 7: By Senator Short—An act to amend Section 172a of the Penal Code, relating to sale or gift of intoxicating liquors near certain universities.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 8: By Senator Short—An act to add Section 34315.5 to the Health and Safety Code, relating to housing authorities.

Referred to Committee on Public Health and Safety.

Senate Bill No. 9: By Senator Short—An act to add Section 6865 to the Vehicle Code and to repeal Section 16275.5 of the Education Code, relating to the painting of buses formerly used as school buses.

Referred to Committee on Transportation.

Senate Bill No. 10: By Senator Brown—An act to add Section 1241.5 to the Water Code, relating to Indian water rights.

Referred to Committee on Water Resources.

Senate Bill No. 11: By Senator Brown—An act to add Chapter 2.5 (commencing at Section 2200) to Part 3 of Division 2 of the Water Code, relating to Indian water rights.

Referred to Committee on Water Resources.

Senate Bill No. 12: By Senator Brown—An act to amend Section 7148 of the Fish and Game Code, relating to possession of trout, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Senate Bill No. 13: By Senator Short—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Referred to Committee on Local Government.

Senate Constitutional Amendment No. 1: By Senator Gibson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article XXVI thereof, relating to the use of revenues obtained from motor vehicle fuel taxes and motor vehicle registration and license fees.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 1: By Senator Fisher—Relative to approving six certain amendments to the charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on June 3, 1958.

Resolution ordered placed on third reading file.

Senate Concurrent Resolution No. 2: By Senator Shaw—Relative to approving amendments to the charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the third day of June, 1958.

Request for Unanimous Consent

Senator Shaw asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 2 at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 2

Senate Concurrent Resolution No. 2—Relative to approving amendments to the charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 3: By Senator Richards—Relative to extending the date for final report of the Joint Interim Committee on Water Resources Development Problems.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 3, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 3

Senate Concurrent Resolution No. 3—Relative to extending the date for final report of the Joint Interim Committee on Water Resources Development Problems.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 4: By Senator Richards—Relative to approving amendments to the charter of the City of Burbank, County of Los Angeles, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the third day of June, 1958.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 4, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 4

Senate Concurrent Resolution No. 4—Relative to approving amendments to the charter of the City of Burbank, County of Los Angeles, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

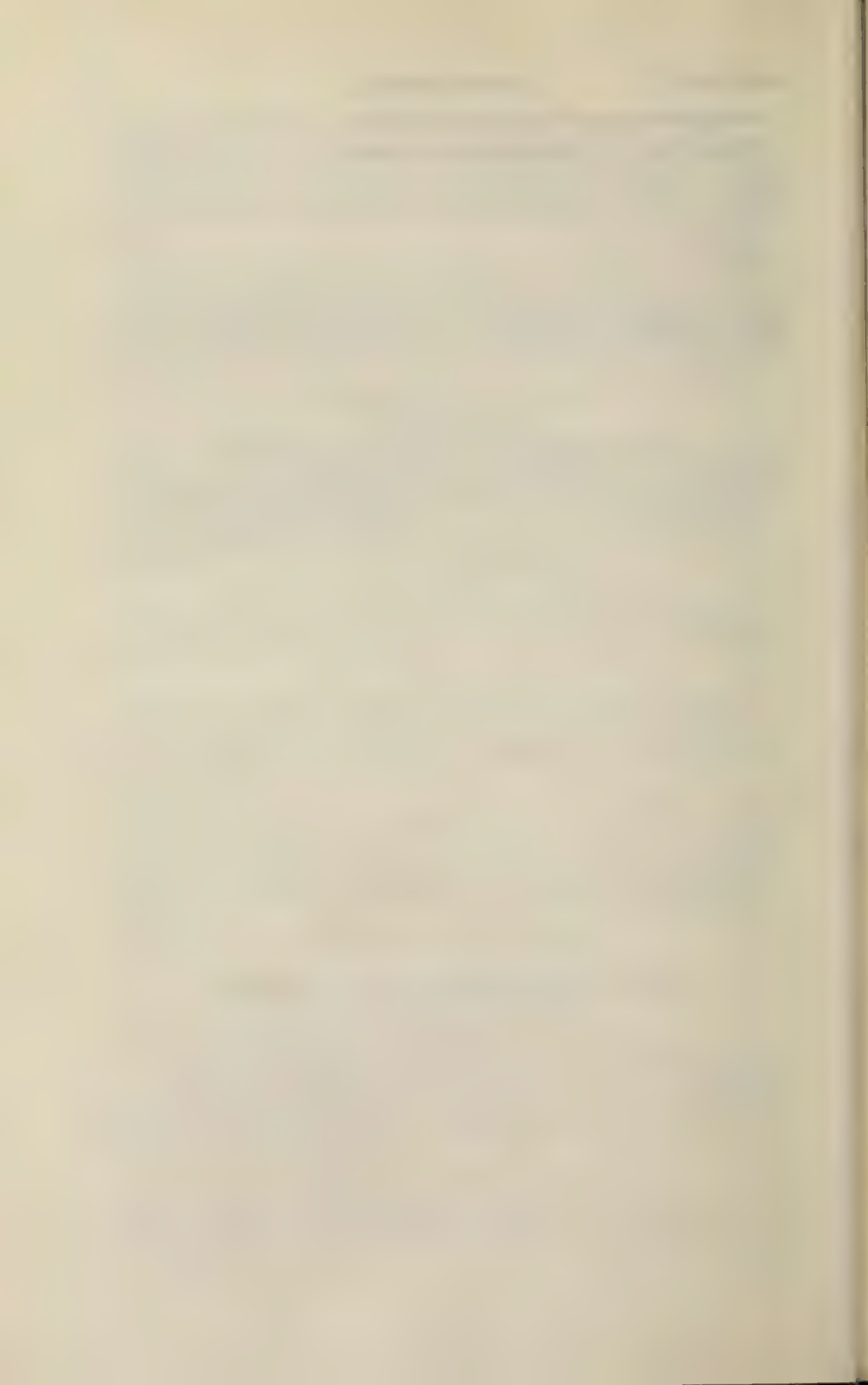
NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 10.40 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Thursday, January 8, 1959, out of respect to the memory of the late Honorable Robert Roy Cunningham.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FOURTH LEGISLATIVE DAY

FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, January 8, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Gransky, Holister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, we want this day of trust to be sacred. We want our work to be done well. So, we pray for clarity of mind "to think without confusion clearly," for integrity of purpose "to act from honest motives purely," for compassionate hearts "to love our fellowmen sincerely," for confident faith "to trust in God and in heaven securely." AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
 Senator Burns, on motion of Senator McCarthy, due to legislative business.

Senator Short, on motion of Senator Beard, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Francesca Farr of Carmel and Daphney Craige of Pebble Beach.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. James C. Cobey of Frostburg, Maryland.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Lynch of Tulare.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Leroy Schrader of Independence.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Marshall, instructor in charge, and the following students of James Lick Junior High School of San Francisco: Sophia Aguilar, Bonnie Anderson, Juanita Arbeloa, Gary Bauman, Barbara Bean, Barbara Burris, James Carmack, Paula Cassady, Paul Coke, Marsha Cook, Bill DeHaan, Don DeWalt, Betsy Erkkila, Gifford Fong, Ivan Fong, Gary Fredericks, Joaquina Hernandez, Owen James, John Jester, Kathleen Keller, Stephen Leonard, Diane Mackintosh, James McNulty, Al Mulder, Tom Nagel, Carol Pallas, Elizabeth Paulsen, John Petrovsky, Linda Rainsford, Carol Reiger, Robert Roddick, Nora Rozentals, Charles Sailors, Diane Schaeffer, Nancy Schlemmer, Karen Scott-Evans, Dale Smith, Linda Thompson, Shirley Ulenik, and Steve Wilhelm.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

CALIFORNIA STATE PERSONNEL BOARD
SACRAMENTO, January 5, 1959

Mr. Joseph A. Beck, Secretary of the Senate

California Legislature, State Capitol, Sacramento, California

DEAR MR. BECK: The State Personnel Board at its regular meeting on December 5, 1958, adopted the following resolution:

Resolved, That the Report to the Governor and the Legislature concerning state salaries and other matters together with recommendations be adopted as the report prepared in conformance with Government Code Section 18712. The Secretary of the State Personnel Board is directed to file the report, a copy of which is identified by the signatures of all members of the board, with the Governor, and to file copies with each house of the Legislature in accordance with Government Code Section 18712.

In conformance with this resolution, we are transmitting a copy of this report to be filed with the Senate. All members of the Legislature have received copies of the report.

Very truly yours,

JOHN F. FISHER, Secretary

The letter of transmittal ordered printed in the Journal and the report in the appendix to the Journal.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 2

Assembly Concurrent Resolution No. 3

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Concurrent Resolution No. 2—Relative to the continuance of the Joint Interim Committee on the Public Education System. Referred to Committee on Rules.

Assembly Concurrent Resolution No. 3—Relative to the continuance of the Joint Committee on Assessment Practices. Referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 14: By Senator Hollister—An act to repeal Article 4.5 (comprised of Sections 2491, 2492, and 2493) of Chapter 7 of Division 2 of the Education Code, relating to the annexation, to school districts, of territory not in an elementary or high school district.

Referred to Committee on Education.

Senate Bill No. 15: By Senator Hollister—An act to add Sections 19281.5 and 26426 to the Revenue and Taxation Code, relating to indexes of tax returns filed with the Franchise Tax Board.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 16: By Senator Williams—An act to amend Section 61755 of the Government Code, relating to community services districts.

Referred to Committee on Local Government.

Senate Bill No. 17: By Senator Collier—An act to amend Sections 1027, 1281 of, and to add Section 1027.1 to, the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Labor.

Senate Bill No. 18: By Senator Gibson—An act to amend Sections 1091 and 36526 of, to add Sections 1091.5 and 36526.5 to, and to repeal Section 1092.5 of, the Government Code, relating to conflicts of interests of public officers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 19: By Senator Farr—An act to amend Section 216 of, and to add Sections 236.5 and 236.6 to, the Public Utilities Code, relating to the regulation of television cable corporations as public utilities.

Referred to Committee on Public Utilities.

Senate Bill No. 20: By Senators Collier, Dolwig, Beard, Berry, Thompson, Gibson, Johnson, Byrne, Murdy, Grunsky, Rattigan, Arnold, O'Sullivan, Shaw, Regan, Slattery, Montgomery, Coombs, Teale, Farr, Rodda, Cobey, Richards, Holmdahl, McCarthy, Christensen, Hollister, Erhart, McAteer, Fisher, Brown, McBride, Donnelly, and Williams—An act to amend Sections 370, 372, and 372.4 of, and to repeal Section 372.1 of, the Vehicle Code, and to amend Sections 7351

and 8651 of the Revenue and Taxation Code, relating to highway user fees and taxes.

Referred to Committee on Transportation.

RESOLUTIONS

The following resolution was offered:

By Senator Fisher:

Senate Resolution No. 17

Relative to the death of the Honorable Edgar A. Luce

WHEREAS, The Senate has learned with deep regret of the death of a friend and former colleague, the Honorable Edgar A. Luce, who as Senator so capably represented the people of San Diego County from 1914 to 1918; and

WHEREAS, This outstanding Californian, born in San Diego on May 20, 1881, was educated in the public schools of San Diego, graduated from Stanford University in 1905; and entered the practice of law in San Diego, and in 1914 was elected to the Senate from the Fortieth District serving in this body until 1918 when he entered the United States Air Force to serve as a lieutenant until the end of World War I; and

WHEREAS, He was appointed to the Superior Court in San Diego County at the close of World War I and thereafter was elected to that office to serve for four years before entering law practice; and

WHEREAS, The Honorable Edgar A. Luce devoted much of his energy to the service of his State, not only in the execution of his duties as a public official, but also in his service as member of the board of governors and vice president of the State Bar of California and as director and vice president of the San Diego Chamber of Commerce; and

WHEREAS, He was a member of the State Bar of California, American Bar Association, Elks Lodge, and Cuyamaca, University and San Diego Rowing Clubs; and

WHEREAS, The Honorable Edgar A. Luce first engaged in political activities as a member of a group of militant young Californians composed of both political parties, liberal in their impulses and devoted to preserving clean and independent government for the State of California, for which cause he worked consistently and effectively as a member of the California Senate; and

WHEREAS, In addition to distinguished public service referred to herein the Honorable Edgar A. Luce was a man of sterling character, kindly impulses, gentle and friendly demeanor and earnestly devoted to such causes as he deemed to be worthy; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate does hereby express its deep sense of loss in the passing of the Honorable Edgar A. Luce and extends its sincere sympathy to his widow, Carma C. Luce, and to other members of his family; and be it further

Resolved, That when the Senate adjourns this day, it shall do so in honor of the Honorable Edgar A. Luce, and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to transmit suitably engrossed copies of this resolution to his widow, Mrs. Carma C. Luce, his daughter, Mrs. Sylvia M. Heitzmann, his sons, Edgar A. Luce, Jr., and Gordon C. Luce, and his grandchildren, Constance, Edgar III, Jennifer Susan, Deborah Jean, and Kelly Karon.

Resolution read, and unanimously adopted on a rising vote of the following Senators:

Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—37.

LETTER OF TRANSMITTAL

*Hon. Glenn M. Anderson, President, and
Members of the Senate*

GENTLEMEN: Your Senate Special Committee on Governmental Administration created by Senate Resolution No. 40 (Senate Journal, June 12, 1957, page 5105) presents herewith a partial report of its activities covering the study of state employees' retirement and fringe benefits, and teacher employee retirement and

fringe benefits, as conducted by Woodward and Fondiller, Inc., under the direction of Dr. Michael T. Wermel.

Respectfully submitted by

GEORGE MILLER, JR., Chairman

The letter of transmittal ordered printed in the Journal and the report in the appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Miller moved that 500 additional copies of the Special Committee on Governmental Administration be printed for distribution.

Motion carried.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Resolution No. 13—Relative to the continuance of the Senate Interim Committee on Small Boat Harbors and Marine Recreation.

Resolution read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In line 1 of paragraph numbered 4 of the resolution, strike out "five thousand dollars (\$5,000)", and insert "one thousand five hundred dollars (\$1,500)".

Amendment read, and adopted.

Resolution ordered amended.

Request for Unanimous Consent

Senator Hollister asked for, and was granted, unanimous consent to take up Senate Resolution No. 13, as amended, at this time, for consideration.

Consideration of Senate Resolution No. 13, as Amended

Senate Resolution No. 13

Relative to the continuance of the Senate Interim Committee on Small Boat Harbors and Marine Recreation

Resolved by the Senate of the State of California, as follows:

1. The Senate Interim Committee on Small Boat Harbors and Marine Recreation created by Senate Resolution No. 168 of the 1957 General Session is continued as a Senate committee at this session, with the membership and with all the rights, powers and duties possessed by the Committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of the Committee shall be filled by the appointing power.

2. The Committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the date of adjournment.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate, as soon as such rules are adopted at this session, and as amended from time to time, shall be applicable to this Committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding general session are incorporated herein and made applicable to this Committee and its members.

4. The sum of one thousand five hundred dollars (\$1,500), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the Committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said

contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, and Williams—34.

NOES—None.

ADJOURNMENT

At 10.35 a.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 2 p.m., Monday, January 12, 1959, out of respect to the memory of the late Hon. Edgar A. Luce.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTH LEGISLATIVE DAY

SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, January 12, 1959

The Senate met at 2 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, it is good for us to stop at the threshold of important duties to ask for Thy help, that the words of our mouths, the meditations of our hearts and the deeds of our lives may be acceptable unto Thee. Even so do we now pray as we enter into consideration of the matters of state before us in this Senate. AMEN.

PLEDGE OF ALLEGIANCE

Senator Cobey led the Senate in pledging allegiance to the Flag.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lawrence A. Teale of Honolulu, T. H.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Goula Waite, manager, Amador County Fair, Plymouth, and Mr. Fred Sprague, director, Amador County Fair, Volcano.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hon. Ralph M. Brown, Speaker of the Assembly.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 2, 1959*To the Honorable Members of the Senate
of the State of California:*

In accordance with the provisions of Article VII, Section 1 of the Constitution of California, I hereby transmit to you a report of the cases of pardon and commutation of sentence issued by me from February 3, 1958, to January 5, 1959.

Respectfully submitted,

GOODWIN J. KNIGHT, Governor

**PARDONS AND COMMUTATIONS
ISSUED BY GOODWIN J. KNIGHT****PARDONS**

Granted pursuant to Chapter 3.5, Sections 4852.01 to 4852.2 of the Penal Code, under which persons who have been released from state prison can demonstrate to the superior court of the county of their residence that they have rehabilitated themselves and earned the right to be considered for a pardon.

In each of the following cases the pardon has been granted pursuant to a certificate of rehabilitation issued by the superior court of the county of residence recommending the applicant to the Governor for a pardon.

CHARLES WALTER BENNETT, San Quentin Nos. 49632 and 61256, was convicted of the crime of attempted robbery in Sacramento County during February, 1931. He served approximately 2 years 7 months in prison and 2 years 8 months on parole, being discharged therefrom May 13, 1936. He was thereafter convicted of the crime of petit theft with prior conviction in the City and County of San Francisco during December, 1937. He served approximately 2 years 1 month in prison and 5 months on parole. On June 15, 1940, he was returned to finish his term in prison and was discharged therefrom December 15, 1940. Certificate of rehabilitation issued September 12, 1956, by the Superior Court of the City and County of San Francisco. Pardon recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Granted December 19, 1958.

WALLACE J. BOUTIN, also known as Jerome W. Boutin, California State Prison No. A-3904, pleaded guilty to the crime of burglary second degree in Los Angeles County during May, 1946. He served approximately 1 year 5 months in prison and 1 year 6 months on parole, being discharged therefrom on April 18, 1949. Certificate of rehabilitation issued November 25, 1957, by the Superior Court of Contra Costa County. Granted July 30, 1958.

LOUIS BUCKRE, also known as Louis Bucchiere, San Quentin No. 69616, was convicted of the crime of violation of Section 182 of the California Penal Code (Conspiracy to Violate Section 1581 of the Labor Code) in the County of San Francisco during March, 1943. He served approximately 6 months in prison, being discharged therefrom September 29, 1943. Certificate of rehabilitation issued August 1, 1958, by the Superior Court of San Francisco County. Granted December 18, 1958.

JOHN F. BULGAR, also known as John Bulgar, San Quentin No. 60432, pleaded guilty to the crime of grand theft in Santa Clara County during May, 1937. He served approximately 2 years 1 month in prison and 1 year 6 months on parole, being discharged therefrom December 14, 1940. Certificate of rehabilitation issued July 1, 1958, by the Superior Court of Santa Clara County. Granted December 18, 1958.

ANTONIO G. CARCIONE, San Quentin No. 53854, was convicted of the crime of arson two counts in Santa Clara County during March, 1933. He served approximately 2 years 1 month in prison and 2 years 1 month on parole, being discharged therefrom on May 20, 1937. Certificate of rehabilitation issued October 25, 1957, by the Superior Court of Santa Clara County. Granted July 30, 1958.

JUAN CASTRO, Folsom No. 7275, pleaded guilty to the crime of robbery in San Joaquin County during April, 1909. He served approximately 7 years 9 months in prison and 7 years 4 months on parole, being discharged therefrom on May 4, 1924. Certificate of rehabilitation issued November 7, 1957, by the Superior Court of San Francisco County. Granted July 30, 1958.

EARL P. CHRISTESON, California State Prison No. A-8228, was convicted of the crime of grand theft four counts in Los Angeles County during January, 1948. He served approximately 2 years 6 months in prison and 2 years 6 months on parole, being discharged therefrom on January 31, 1953. Certificate of rehabilitation issued June 29, 1955, by the Superior Court of Los Angeles County. Granted December 22, 1958.

VETRO CLARIZO, also known as Vito Clarizio, San Quentin No. 51627, was convicted of the crime of manslaughter in Stanislaus County during February, 1932. He served approximately 4 years 7 months in prison and 1 year 6 months on parole, being discharged therefrom on March 1, 1938. Certificate of rehabilitation issued July 29, 1957, by the Superior Court of San Joaquin County. Granted July 30, 1958.

FLOYD DENNIS CLARK, also known as Floyd Clark, San Quentin No. A-3424, pleaded guilty to the crime of burglary second degree in Santa Cruz County during March, 1946. He served approximately 1 year 11 months in prison and 1 year 10 months on parole, being discharged therefrom December 25, 1949. Certificate of rehabilitation issued August 25, 1958, by the Superior Court of Contra Costa County. Granted December 18, 1958.

MATEO CONTRERAS, Folsom No. 6595, was convicted of the crime of manslaughter in Los Angeles County during October, 1906. He served approximately 6 years 8 months in prison, being discharged therefrom June 20, 1913. Certificate of rehabilitation issued September 2, 1958, by the Superior Court of Kings County. Granted December 18, 1958.

CLINTON F. COVERT, San Quentin No. 57685, pleaded guilty to the crime of grand theft two counts in Shasta County during May, 1935. He served approximately 1 year 10 months in prison and 1 year 9 months on parole, being discharged therefrom on December 20, 1938. Certificate of rehabilitation issued February 10, 1958, by the Superior Court of Sacramento County. Granted July 30, 1958.

MARK HENRY DAVIS, San Quentin No. 38817, was convicted of the crime of grand larceny in Los Angeles County during January, 1924. He served approximately 1 year 2 months in prison and 1 year 10 months on parole, being discharged therefrom January 2, 1927. Certificate of rehabilitation issued June 23, 1958, by the Superior Court of Los Angeles County. Granted December 18, 1958.

MARY ANN DITTMAR also known as Mary Ann Lantz, California Institution for Women No. 1294, pleaded guilty to the crimes of auto theft three counts in Alameda County during May, 1949. She served approximately 3 years 2 months in prison and 1 year 10 months on parole, being discharged therefrom on May 13, 1954. Certificate of rehabilitation issued August 12, 1958, by the Superior Court of Alameda County. Granted December 18, 1958.

ENGELBERT B. ERICHSEN, California State Prison No. A-16106, pleaded guilty to the crime of embezzlement and falsification of accounts in Santa Clara County during October, 1950. He served approximately 1 year 2 months in prison and 1 year 10 months on parole, being discharged therefrom on October 19, 1953. Certificate of rehabilitation issued November 29, 1957, by the Superior Court of Santa Clara County. Granted July 30, 1958.

JOE FERRI, also known as John Ferraris, San Quentin Nos. 30241 and 45362, was convicted of the crime of burglary second degree in Merced County during January, 1917. He served approximately 1 year 8 months in prison, being discharged therefrom September 20, 1918. He thereafter pleaded guilty to the crime of grand theft in Tulare County during May, 1928. He served approximately 1 year 4 months in prison and 1 year on parole, being discharged therefrom September 9, 1930. Certificate of rehabilitation issued January 13, 1958, by the Superior Court of San Joaquin County. Pardon recommended by a majority of the justices of the California Supreme Court. Granted December 18, 1958.

EARL K. FLEMING, San Quentin No. 57102, was convicted of the crime of grand theft five counts in Los Angeles County during December, 1934. He served approximately 3 years in prison and 1 year 10 months on parole, being discharged therefrom on October 5, 1939. Certificate of rehabilitation issued December 21, 1956, by the Superior Court of Los Angeles County. Granted July 30, 1958.

CHARLES EDWARD GABLE, San Quentin No. 46844, pleaded guilty to the crime of robbery second degree in Monterey County during March, 1929. He served approximately 3 years in prison and 3 years 4 months on parole, being discharged therefrom on July 17, 1935. Certificate of rehabilitation issued December 21, 1956, by the Superior Court of Del Norte County. Granted July 30, 1958.

MELVIN V. GARRETT, San Quentin No. 61233, pleaded guilty to the crime of issuing checks without sufficient funds two counts in San Diego County during November, 1937. He served approximately 3 years 5 months in prison and 9 months on parole, being discharged therefrom January 23, 1942. Certificate of rehabilitation issued July 14, 1958, by the Superior Court of San Diego County. Granted December 18, 1958.

ANTONIO A. GONZALES, also known as Jose Garcia, also known as Ignacio Alvarez, San Quentin No. 27535, pleaded guilty to the crime of burglary second degree in San Joaquin County during May, 1914. He served approximately 2 years 1 month in prison, being discharged therefrom June 8, 1916. He thereafter was convicted of the crime of petty larceny in Sacramento County during January, 1918. He was sentenced to serve 6 months in the county jail. Certificate of rehabilitation issued August 27, 1956, by the Superior Court of Yolo County. Granted July 30, 1958.

JAMES MARGOLIS GORDON, also known as James Margolis, was convicted of the crime of grand theft seven counts and criminal conspiracy to cheat and defraud in Los Angeles County during February, 1946. He served approximately 2 years 2 months in prison and 1 year 7 months on parole, being discharged therefrom November 29, 1949. Certificate of rehabilitation issued September 16, 1958, by the Superior Court of Los Angeles County. Granted December 18, 1958.

EVERETT B. GRAVES, also known as Thomas Jackson, Preston School of Industry No. 9892, San Quentin Nos. 49981 and 67728, and Folsom Nos. 19249 and 24100, was convicted of the crime of issuing fictitious checks in Ventura County during October, 1929. He served approximately 1 year 2 months in prison and 3 months on parole, being discharged therefrom on March 1, 1931. He thereafter pleaded guilty to the crime of grand theft in Ventura County during March, 1931. He served approximately 2 years 11 months in prison being discharged therefrom on February 23, 1934. Thereafter he pleaded guilty to the crime of grand theft in Sacramento County during July, 1934. He served approximately 3 years 3 months in prison, being discharged therefrom on October 30, 1937. Thereafter he was convicted of the crime of burglary second degree in San Diego County during January, 1942. He served approximately 2 years 4 months in prison and 2 years 4 months on parole, being discharged therefrom on September 13, 1946. Certificate of rehabilitation issued January 28, 1958, by the Superior Court of Kings County. Pardon recommended by a majority of the justices of the California Supreme Court. Granted July 30, 1958.

ARVO NIKOLAI HELLSTEN, San Quentin No. 56656, was convicted of the crime of manslaughter in Alameda County during September, 1934. He served approximately 1 year 9 months in prison and 1 year 6 months on parole, being discharged therefrom on December 23, 1937. Certificate of rehabilitation issued April 26, 1954, by the Superior Court of Alameda County. Granted December 22, 1958.

JOHN FRANK HOGUE, San Quentin No. 58151, pleaded guilty to the crime of violation of Section 288 of the Penal Code two counts in Los Angeles County during May, 1935. He served approximately 7 years 4 months in prison and 4 years 2 months on parole, being discharged therefrom November 5, 1946. Certificate of rehabilitation issued June 25, 1956, by the Superior Court of Marin County. Granted December 19, 1958.

HERMAN HOUTMAN, San Quentin Nos. 50683 and 61884, pleaded guilty to the crime of grand theft in Glenn County during August, 1931. He served approximately 2 years 8 months in prison and 1 year 10 months on parole, being discharged therefrom February 23, 1936. He thereafter pleaded guilty to the crime of petty theft, with a prior felony conviction in Tulare County during April, 1938. He served approximately 1 year 9 months in prison and 1 year 9 months on parole, being discharged therefrom October 2, 1941. Certificate of rehabilitation issued October 29, 1950, by the Superior Court of Tulare County. Pardon recommended by a majority of the justices of the California Supreme Court. Granted July 30, 1958.

KIMBALL JENSEN, San Quentin No. 61687, pleaded guilty to the crime of grand theft in Santa Cruz County during March, 1938. He served approximately 1 year 9 months in prison and 1 year 10 months on parole, being discharged therefrom October 25, 1941. Certificate of rehabilitation issued January 22, 1958, by the Superior Court of Santa Cruz County. Granted July 30, 1958.

CHESTER ARTHUR KING, San Quentin No. A-12931, pleaded guilty to the crime of burglary second degree in Ventura County during September, 1949. He served approximately 3 years in prison and 3 years on parole, being discharged therefrom September 29, 1955. Certificate of rehabilitation issued May 28, 1957, by the Superior Court of Ventura County. Pardon recommended by a majority of the justices of the California Supreme Court. Granted July 30, 1958.

HYMAN MEYER LEIBSKER, also known as Hymen Sandy Meyers, San Quentin No. 46053, pleaded guilty to the crime of rape in Los Angeles County during October, 1928. He served approximately 4 years 1 month in prison and 1 year 6 months on parole, being discharged therefrom May 13, 1934. Certificate of rehabilitation issued January 28, 1958, by the Superior Court of Los Angeles County. Granted July 30, 1958.

WALTER R. LINDSEY, also known as W. R. Lindsay, San Quentin No. 40415, pleaded guilty to the crime of violating Section 476 of the Penal Code in Riverside County during February, 1925. He served approximately 2 years in prison and 1 year on parole, being discharged therefrom February 8, 1928. Certificate of rehabilitation issued May 9, 1958, by the Superior Court of Santa Clara County. Granted December 18, 1958.

BURNARD HENRY LUCE, also known as Bert Luce, San Quentin No. 61358, pleaded guilty to the crime of issuing checks without sufficient funds in Merced County during February, 1937, and was granted probation. He thereafter violated his probation and served approximately 2 years 1 month in prison and 2 years on parole, being discharged therefrom March 25, 1942. Certificate of rehabilitation issued October 16, 1957, by the Superior Court of Los Angeles County. Pardon recommended by a majority of the justices of the California Supreme Court. Granted July 30, 1958.

JOE MARABELLA, JR., also known as Joe Marbello, was convicted of the crime of robbery first degree in Los Angeles County during August, 1931. He served approximately 3 years 4 months in prison and 1 year 8 months on parole, being discharged therefrom June 22, 1936. Certificate of rehabilitation issued July 25, 1958, by the Superior Court of Riverside County. Granted December 18, 1958.

FRED MARRATTO, California State Prison No. A-9573, was convicted of the crimes of possession of narcotics and sale of narcotics in Los Angeles County during June, 1948. He served approximately 1 year 5 months in prison and 1 year 8 months on parole, being discharged therefrom on July 3, 1951. Certificate of rehabilitation issued May 18, 1955, by the Superior Court of Los Angeles County. Granted December 19, 1958.

DOROTHY McDONALD, California Institution for Women No. 1648, pleaded guilty to the crime of violating Section 11500 of the Health and Safety Code (transporting a narcotic) in San Joaquin County during January, 1952. She served approximately 1 year 5 months in prison and 2 years 10 months on parole, being discharged therefrom April 12, 1956. Certificate of rehabilitation issued September 30, 1957, by the Superior Court of Los Angeles County. Granted December 19, 1958.

WILLIAM BARRIOS MONGE, California State Prison No. A-18810, was convicted of the crime of violating Section 11500 of the Health and Safety Code in Los Angeles County during September, 1951. He served approximately 1 year 6 months in prison and 3 years on parole, being discharged therefrom March 8, 1955. Certificate of rehabilitation issued January 28, 1958, by the Superior Court of Los Angeles County. Granted July 30, 1958.

EUGENE ARTHUR NEWTON, San Quentin No. 57640, pleaded guilty to the crime of forgery in Humboldt County during October, 1930, and was granted 5 years on probation. He was thereafter convicted of violation of probation. He served approximately 1 year in prison and 1 year on parole, being discharged therefrom May 10, 1937. Certificate of rehabilitation issued March 23, 1956, by the Superior Court of Mendocino County. Granted December 22, 1958.

EMERSON OLIVER, San Quentin No. A-11825, pleaded guilty to the crimes of burglary second degree and forgery in Los Angeles County during April, 1949. He served approximately 1 year 7 months in prison and 1 year 5 months on parole, being discharged therefrom April 30, 1952. Certificate of rehabilitation issued August 8, 1957, by the Superior Court of Los Angeles County. Granted July 30, 1958.

HARRY EUGENE PAXTON, San Quentin No. A-1178, was convicted of the crime of murder second degree in Shasta County during February, 1945. He served approximately 2 years 4 months in prison and 2 years 6 months on parole, being discharged therefrom December 1, 1949. Certificate of rehabilitation issued May 16, 1958, by the Superior Court of Orange County. Granted December 18, 1958.

JOHN W. RICHARDSON, San Quentin No. 58763, was convicted of the crime of robbery first degree in Los Angeles County during February, 1936. He served approximately 4 years 1 month in prison and 1 year 11 months on parole, being discharged therefrom February 11, 1942. Certificate of rehabilitation issued October 22, 1956, by the Superior Court of Sacramento County. Granted July 30, 1958.

LESTER O. RUSSELL, San Quentin No. 26147, was convicted of the crime of manslaughter in Santa Barbara County during May, 1912. He served approximately 3 years 8 months in prison and 11 months on parole, being discharged therefrom December 26, 1916. Certificate of rehabilitation issued January 3, 1958, by the Superior Court of Sonoma County. Granted July 30, 1958.

IRA SANDEFUR, San Quentin No. A-8512, pleaded guilty to the crime of manslaughter in Contra Costa County during March, 1948. He served approximately 2 years in prison and 3 years on parole, being discharged therefrom March 3, 1953. Certificate of rehabilitation issued June 24, 1957, by the Superior Court of Contra Costa County. Granted July 30, 1958.

MOE BERNARD SHULMAN, San Quentin No. 33859, and Folsom No. 12501, pleaded guilty to the crime of violating Section 28, Motor Vehicle Act, in San Diego County during June, 1920. He escaped from San Quentin Prison and was returned on March 26, 1922, and transferred to Folsom Prison on March 2, 1923. He served approximately 4 years in prison, being discharged therefrom September 26, 1924. Certificate of rehabilitation issued October 25, 1956, by the Superior Court of San Francisco County. Pardon recommended by a majority of the justices of the California Supreme Court. Granted July 30, 1958.

THOMAS MERRITT SIMMONS, San Quentin No. 62636, was convicted of the crime of murder second degree in San Diego County during July, 1938. He served approximately 9 years 9 months in prison and 3 years 9 months on parole, being discharged therefrom on January 24, 1952. Certificate of rehabilitation issued February 21, 1958, by the Superior Court of Los Angeles County. Granted December 18, 1958.

JEROME FROMAN SONKEN, also known as Jerome Froman Sonkin, California State Prison No. A-5707, pleaded guilty to the crime of robbery first degree in Los Angeles County during March, 1947. He served approximately 2 years 6 months in prison and 3 years 6 months on parole, being discharged therefrom March 5, 1953. Certificate of rehabilitation issued February 6, 1957, by the Superior Court of Los Angeles County. Granted December 19, 1958.

PATRICIA LOUISE STARKEY, California Institution for Women No. 1410, pleaded guilty to the crime of grand theft in Orange County during June, 1950. She served approximately 1 year 7 months in prison and 2 years 2 months on parole, being discharged therefrom March 6, 1954. Certificate of rehabilitation issued August 28, 1956, by the Superior Court of Orange County. Granted July 30, 1958.

WALTER STOKES, San Quentin No. 62345, pleaded guilty to the crime of assault with a deadly weapon in Santa Barbara County during August, 1938. He served approximately 2 years 6 months in prison and 2 years 3 months on parole, being discharged therefrom May 1, 1943. Certificate of rehabilitation issued October 1, 1957, by the Superior Court of San Francisco County. Granted July 30, 1958.

RICHARD IRVING STONE, San Quentin No. A-15728, pleaded guilty to the crime of grand theft, four counts, in San Francisco County during August, 1950. He served approximately 1 year 4 months in prison and 3 years 8 months on parole, being discharged therefrom August 25, 1955. Certificate of rehabilitation issued July 9, 1956, by the Superior Court of San Francisco County. Granted July 30, 1958.

ALPHONSE C. VELLA, California State Prison No. A-20993, pleaded guilty to the crime of violation of Section 337a (Subsection 2 of the Penal Code) (keeping a place for recording bets) in San Francisco County during April, 1952. He served approximately 9 months in prison and 3 months on parole, being discharged therefrom April 18, 1953. Certificate of rehabilitation issued November 18, 1957, by the Superior Court of Contra Costa County. Granted July 30, 1958.

ROBERT WELDON WELLS, also known as R. H. Wells, San Quentin No. 38480, pleaded guilty to the crime of forgery in Fresno County during July, 1923. He served approximately 2 years 10 months in prison and 4 months on parole, being discharged therefrom September 8, 1926. Certificate of rehabilitation issued January 22, 1958, by the Superior Court of Santa Cruz County. Pardon recommended by a majority of the justices of the California Supreme Court. Granted July 30, 1958.

PARDONS

Granted without reference to Chapter 3.5, Sections 4852.01 to 4852.2 of the Penal Code, after favorable recommendations.

NEMECIO LOPEZ ACERO, also known as Demencio Lopez Acero, also known as Nemecio Acero-Lopez, Los Angeles Police Department No. 33070 and Los Angeles County Sheriff's Office Nos. 324978 and A-34662, pleaded guilty to the crime of violation of the Deadly Weapons Act in Los Angeles County during February, 1940, and was given a city jail sentence. He thereafter was convicted of the crime of burglary, second degree, in Los Angeles County during November, 1940, and was given a county jail sentence, suspended, and 3 years' probation. His probation was revoked and during February, 1944, he was remanded to the Sheriff of Los Angeles County to serve the 1-year sentence. In August, 1944, after serving approximately 6 months in the county jail, he was released to the custody of the United States Immigration authorities for deportation to Mexico. Pardon recommended by the Adult Authority and Thomas L. Ambrose, Judge of the Superior Court of Los Angeles County. Granted July 30, 1958.

RAYMOND ALVAREZ, San Quentin No. 51443, was convicted of the crime of murder, first degree, in Fresno County during September, 1931, and received a life sentence. He served 12 years in prison, being released on parole January 24, 1944. Pardon recommended by the Adult Authority and Melvin A. Willmirth, Sheriff of Fresno County. Granted July 30, 1958.

FRANCISCO ANGUIANO, Imperial County Jail No. 22065, pleaded guilty to the crime of petty theft in Imperial County during October, 1931. He served approximately 40 days in Imperial County Jail, being released therefrom on November 30, 1931. Pardon recommended by the Adult Authority. Granted July 30, 1958.

ARTHUR ASHLEY, San Quentin No. 59559, pleaded guilty to the crime of burglary, second degree, in Tulare County during November, 1936, and received an indeterminate sentence. He served approximately 2 years in prison, being discharged therefrom on November 16, 1938. Pardon recommended by the Adult Authority. Granted July 30, 1958.

SALVADOR RETOMOZA AYON, also known as Manuel Ayon Retamosa, also known as Manuel Retanoza, also known as Manuel Salvador Ayon Retamosa, Stockton Sheriff's Office No. 49888, was convicted of the crime of forgery in San Joaquin County during March, 1953. He served approximately 60 days in prison being discharged therefrom May 25, 1953. Pardon recommended by the Adult Authority. Granted December 18, 1958.

WINDFIELD BARNES, San Quentin Prison No. 65602, pleaded guilty to the crime of murder, first degree, in Yolo County during September, 1940, and received a life sentence. He served approximately 7 years 6 months in prison and has been on parole approximately 10 years 7 months. Pardon recommended by the Adult Authority. Granted December 18, 1958.

BENJAMIN BLITZ, Youth Authority No. 10343, pleaded guilty to the crime of robbery, second degree, in Ventura County during April, 1949. He was paroled to New York State on November 13, 1949, and released from parole by the Youth Authority on July 11, 1952. Pardon recommended by the Adult Authority. Granted December 18, 1958.

JOSEPH B. BROWN, San Quentin No. 35530, pleaded guilty to the crime of murder, first degree, in Santa Clara County during November, 1921, and received a life sentence. He served 17 years in prison and was released on parole November 2, 1938. Pardon recommended by the Adult Authority and Frank J. Rao, State Parole Officer. Granted July 30, 1958.

DIMITRY BURKOVSKY, California Youth Authority No. 33233, pleaded guilty to the crime of burglary, second degree, four counts in Ventura County during January, 1958. His sentence was fixed at not to exceed his 25th birthday and he was paroled on November 13, 1958. Pardon recommended (on three of the four counts) by the Adult Authority. Granted December 18, 1958.

NICHOLAS CIRIMELE, San Quentin No. 62905, was convicted of the crime of murder, first degree, and robbery, second degree, in San Francisco County during December, 1938. He served 5 years and 5 months in prison and was released on parole to enter the United States Army on June 2, 1944. Pardon recommended by the Adult Authority and Twain Michelsen, Judge of the Superior Court, City and County of San Francisco. Granted July 30, 1958.

SHIRLEY REITER, now **MRS. SHIRLEY CLARK**, Torrance Police Department No. 6382, pleaded guilty to the crime of petty theft in Los Angeles County during August, 1948. She posted \$50.00 bail and bail was forfeited. Pardon recommended by the Adult Authority and P. G. Bennett, Chief of Police, Torrance. Granted July 30, 1958.

RICHARD R. COLYAR, San Quentin No. 54416, pleaded guilty to the crime of murder, first degree, two counts in Los Angeles County during June, 1933. He served 9 years 8 months in prison, being released on parole March 8, 1943. Pardon recommended by the Adult Authority. Granted December 19, 1958.

MICHAEL A. DEMATTEO, also known as Michael Albert DeMatteo, San Quentin No. A-17725, was convicted of the crime of assault with intent to do great bodily injury in San Diego County during May, 1951. He served approximately 1 year 3 months in prison, being discharged therefrom August 12, 1952. Pardon recommended by Adult Authority. Granted December 18, 1958.

RICHARD BRUDENELL DIBBLE, California State Prison No. A-3789, pleaded guilty to the crimes of robbery, first degree, and robbery, second degree, in Los Angeles County during May, 1946, and received indeterminate sentences. He served 2 years 4 months in prison and 2 years 9 months on parole, being discharged therefrom June 27, 1951. Pardon recommended by the Adult Authority and A. C. Stoner, Parole Supervisor, Board of Pardons and Paroles, State of Georgia. Granted July 30, 1958.

RODNEY DOUGLAS, San Quentin No. A-17173, pleaded guilty to the crime of violating Section 11500 of the Health and Safety Code in the City and County of San Francisco during March, 1951. He served approximately 1 year 6 months in prison and 1 year 3 months on parole, being discharged therefrom December 5, 1953. Pardon recommended by the Adult Authority and George M. Healy, Deputy Chief of Police, City and County of San Francisco. Granted December 18, 1958.

PHILIP L. DUNN, Los Angeles Police Department No. 86041, pleaded guilty to the crime of petty theft in Los Angeles County during September, 1946, and was placed on probation for 1 year and fined \$250. He thereafter pleaded guilty to the crime of petty theft in Los Angeles County during December, 1947. His sentence was suspended and he was placed on probation for 1 year. He thereafter pleaded guilty to the crime of petty theft in Los Angeles County during February, 1949, and was sentenced to 90 days in jail. Thereafter he pleaded guilty to the crime of battery in Los Angeles County during May, 1954, and was sentenced to 30 days in jail, 25 of which were suspended. Pardon recommended by the Adult Authority. Granted July 30, 1958.

RAYMOND FLORES, also known as Ignacio Flores-Perez, Ramon Ignacio Flores and Daniel Gomez, San Quentin No. 57804, was convicted of the crime of grand larceny in Los Angeles County during July, 1927, and served 14 months in the Preston School of Industry. He thereafter was convicted of the crimes of grand theft auto and violation of Section 146, California Vehicle Act, in Los Angeles County during May, 1931, and served 4 months in the Preston School of Industry. He thereafter was convicted of the crime of violation of Section 146, California Vehicle Act, in Los Angeles County during July, 1933, and paid a fine of \$1,000. Thereafter he pleaded guilty to the crime of violation of Section 146, California Vehicle Act, in Los Angeles County during June, 1935. He served 3 years in prison, being discharged therefrom on June 22, 1938. Thereafter he pleaded guilty to the crime of violation of Section 503 Vehicle Code, in Los Angeles County during December, 1938, and was sentenced to 1 year in the county jail. On February 8, 1939, he was deported to Mexico. Pardon recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Granted July 30, 1958.

ABRAHAM FOX, also known as Abe M. Fox and Abe Morris Fox, San Quentin No. A-30280, was convicted of the crime of pool-selling or bookmaking 4 counts, concurrent, in San Francisco County during June, 1951. He served approximately 6 months in prison and 6 months on parole, being discharged therefrom on August 26, 1955. Pardon recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Granted December 18, 1958.

EARL WILLIAM GARRIOTT, California State Prison No. A-26395, was convicted of the crime of robbery, first degree, in San Diego County during September, 1953. He served 1 year and 8 months in prison and 2 years 2 months on parole, being discharged therefrom on August 5, 1957. Pardon recommended by the Adult Authority. Granted July 30, 1958.

CLARENCE WILLIAM GOSNELL, Jr., Los Angeles County Sheriff's Office No. B-32909, pleaded guilty to the crime of contributing to the delinquency of a minor in Los Angeles County during August, 1947, and was sentenced to 1 day in the county jail. Pardon recommended by the Adult Authority. Granted July 30, 1958.

WONG GOW, also known as Wong Gowe, San Quentin No. 31928 and Folsom No. 18087, was convicted of the crime of murder, first degree, in Colusa County during July, 1918, and received a life sentence. He served 9 years 7 months in prison, being released on parole February 10, 1928. He thereafter violated his parole and was returned to prison where he served an additional 6 years 1½ months, being released on parole November 15, 1938. Pardon recommended by the Adult Authority. Granted July 30, 1958.

EDWARD A. HARRINGTON, San Quentin No. 69725, pleaded guilty to the crime of attempted burglary, first degree, in Los Angeles County during March, 1943. He served 1 year 3½ months in prison, being discharged therefrom on July 30, 1944. Pardon recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Granted July 30, 1958.

LEROY HAYWOOD, San Quentin No. 43255, pleaded guilty to the crime of murder, first degree, in Ventura County during February, 1927. He served 13 years and 9 months in prison, being released on parole November 4, 1940. Pardon recommended by the Adult Authority and William J. Suytar, Sheriff of Ventura County. Granted July 30, 1958.

LEONARDO HERNANDEZ, also known as Leonardo Hernandez Ojeda, also known as Lorenzo A. Reyes, Los Angeles County Sheriff's Office No. 33944, pleaded guilty to the crime of assault with a deadly weapon in Los Angeles County during July, 1941. On August 13, 1941, he was released to the custody of the United States Immigration authorities for deportation. Pardon recommended by the Adult Authority. Granted July 30, 1958.

JENSHIRO HIROSHIGE, San Quentin No. 63851, pleaded guilty to the crime of murder, first degree, in Los Angeles County during July, 1939, and received a life sentence. He served 10 years and 2 months in prison, being released on parole September 20, 1949. Pardon recommended by the Adult Authority. Granted July 30, 1958.

ALBERT L. LEVINSON, California State Prison No. A-3642, pleaded guilty to the crime of attempted extortion in Los Angeles County during March, 1946. He served 1 year 5½ months in prison and 1 year 3½ months on parole, being discharged therefrom on January 27, 1949. Pardon recommended by the Adult Authority. Granted July 30, 1958.

LIM LAM, also known as Lim Yen, San Quentin No. 52932 and Folsom No. 24487, pleaded guilty to the crime of murder, first degree, in San Francisco County during September, 1932. He served approximately 14 years in prison and was released on parole October 4, 1946. Pardon recommended by the Adult Authority. Granted December 18, 1958.

MICHAEL LOSACCO, San Quentin No. 56732, pleaded guilty to the crime of murder second degree, in San Francisco County during October, 1934. He served 13 years in prison, and was released therefrom on life parole on October 20, 1947. Pardon recommended by the Adult Authority. Granted December 18, 1958.

THOMAS H. LOWRY, Los Angeles Sheriff's Office No. 189801, was convicted of the crime of grand theft three counts in Los Angeles County during September, 1933. He served 2 years on probation, being discharged therefrom September 17, 1935. Pardon recommended by the Adult Authority. Granted December 2, 1958.

CHARLES WESLEY LYON, California State Prison No. A-30953, was convicted of the crimes of conspiracy and asking or receiving bribes by public officers in San Diego County during October, 1954. He served 2 years in prison and over 2 years on parole with an excellent record and paid a fine of \$5,000. Granted December 19, 1958.

GUADALUPE HERNANDEZ MANCILLAS, also known as Guadalupe Hernandez, Folsom Prison No. 10423 and San Quentin Prison No. 31474, pleaded guilty to the crime of attempt to pass fictitious check in Imperial County during February, 1917. He served 1 year 3 months in prison and 5 months on parole, being discharged therefrom on October 8, 1918. Pardon recommended by the Adult Authority. Granted July 30, 1958.

JOSEPH MASKI, also known as Joe Marr, San Quentin No. 58527, pleaded guilty to the crime of robbery, first degree, in the City and County of San Francisco during January, 1936. He served 4 years 1 month in prison, being released on parole February 27, 1940. On July 29, 1940, he returned to prison on his own volition and was discharged therefrom on March 5, 1941. Pardon recommended by the Adult Authority. Granted July 30, 1958.

WILLIAM McKENZIE, also known as Cyril Elson Shell, also known as William Thomas McKinley, San Quentin No. 17315, pleaded guilty to the crime of murder, first degree, in Calaveras County during July, 1931, and was sentenced to life. He served approximately 16 years in prison, being released on life parole August 27, 1947. Pardon recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Granted December 18, 1958.

ARTHUR LEROY MEYER, San Diego County Sheriff's Office No. 147775, was convicted of the crimes of conspiracy to commit assault and of assault by means likely to produce great bodily injury in San Diego County during August, 1956, and was placed on probation for a period of 10 years with detention of 3 months in the custody of the San Diego County Sheriff and who received a fine of \$750.00. He served a total of 81 days in jail. Granted January 3, 1959.

JOHN RUSSELL MILLER, also known as John Miller, San Quentin No. 59504, pleaded guilty to the crime of murder, first degree, in Humboldt County during September, 1936. He served approximately 14 years in prison, being released on parole on October 24, 1950. Pardon recommended by the Adult Authority. Granted December 18, 1958.

MORRIS MITCHELL, Los Angeles County Sheriff's Office No. B-211693, was convicted of the crime of violating Section 476a of the Penal Code, 2 counts, in Los Angeles County during May, 1952. He was sentenced to 1 year in the county jail, 2 counts to run concurrently; sentence was suspended and he was granted 3 years probation, fined \$100 and ordered to make restitution. During November, 1953, probation was terminated and record of conviction expunged under Penal Code Sections 1203.3 and 1203.4. Pardon recommended by the Adult Authority. Granted July 30, 1958.

MERITT J. NEWMAN, also known as Merritt Newman and Merritt Newman, California State Prison No. 20531, was convicted of the crime of murder, first degree, in Nevada County during September, 1936, and received a life sentence. He served 12 years in prison, being released on parole September 27, 1948. Pardon recommended by the Adult Authority, Wayne Brown, Sheriff of Nevada County, and a majority of the justices of the California Supreme Court. Granted July 30, 1958.

MAX JAMES OSSLO, San Diego County Sheriff's Office No. 147773, was convicted of the crimes of conspiracy to commit assault and of assault by means likely to produce great bodily injury, in San Diego County during August, 1956, and was placed on probation for a period of 10 years with detention of 6 months in the custody of the San Diego County Sheriff and who received a fine of \$1,500.00. He served a total of 81 days in jail. Granted January 3, 1959.

GEORGE PANTELAS, also known as George S. Davis, San Quentin No. 47052, pleaded guilty to the crime of violation of Section 4762 of the Penal Code, 6 counts, in Los Angeles County during February, 1928. He was granted 3 years probation and during May, 1929, his probation was revoked. He served 2 years in prison and was paroled for deportation on June 3, 1931. He illegally re-entered the United States in 1940. A special bill passed by Congress in 1955 signed by President Eisenhower canceled deportation proceedings in this matter. Pardon recommended by the Adult Authority. Granted July 30, 1958.

MARGARET PRENDERGAST, also known as Margurite Prendergast, Los Angeles Sheriff's Office No. B 560164, pleaded guilty to the crime of issuing checks without sufficient funds with intent to defraud, two counts, in Los Angeles County during December, 1957, and January, 1958. She served approximately 6 weeks in Los Angeles County Jail, being discharged therefrom August 14, 1958. Pardon recommended by the Adult Authority. Granted December 18, 1958.

ELEONORE RAMBO, formerly Eleonore Grace, Contra Costa County Sheriff's Office No. 47406, pleaded guilty to the crime of petty theft in Contra Costa County during March, 1950. She paid a fine of \$150 and was granted 6 months' probation. Thereafter she pleaded guilty to the crime of petty theft in Yolo County during August, 1950, and was sentenced to serve 60 days in jail. Sentence was suspended on the condition that she serve 2 years' probation. Pardon recommended by the Adult Authority and Francis W. Collins, District Attorney of Contra Costa County. Granted July 30, 1958.

ROBERT W. ROLLER, Folsom No. 18978, was convicted of the crime of robbery, first degree, in San Francisco County during February, 1934. He served approximately 3 years 3 months in prison, being released on parole May 24, 1937. His parole was revoked January 26, 1938; however, he was not returned to prison in California and on August 9, 1951, he was reinstated on parole and his term fixed to permit discharge on that date. Pardon recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Granted December 18, 1958.

JACK F. ROSARIO, also known as Joe Ventura, also known as Francisco De La Pena, also known as Francisco Penia, Bakersfield Police Department No. 8721, San Joaquin County Sheriff's Office No. 9820-V, Salinas Police Department No. 790, pleaded guilty to the crime of petty theft in Kern County during October, 1934. He paid a fine of \$180 and was sentenced to 90 days in county jail. Subsequently he pleaded guilty to the crime of petty theft in San Joaquin County during October, 1935, and was sentenced to 180 days in the county jail. Thereafter he pleaded guilty to the crime of petty theft in Monterey County during June, 1938, and was sentenced to 180 days in the county jail, being discharged therefrom on parole October 24, 1938. Pardon recommended by the Adult Authority. Granted December 18, 1958.

GEORGE T. GIBBONS, San Quentin No. 58124, was convicted of the crime of murder, first degree, in Imperial County, during September, 1935, and received a life sentence. He served approximately 14 years in prison and was released on parole September 28, 1949. Commutation of sentence to time served recommended by the Adult Authority. Commutation of sentence to time served granted July 30, 1958.

CLIFFORD JEFFERSON, San Quentin No. A-1742-B, was convicted of the crime of assault by a person serving a life term in a state prison upon another in Sacramento County during September, 1955. Commutation of sentence to life imprisonment without possibility of parole recommended by a majority of the justices of the California Supreme Court. Commutation of sentence to life imprisonment without possibility of parole granted June 26, 1958.

ALBERT LIPP, California State Prison No. 62197, was convicted of the crime of murder, first degree, in Los Angeles County during June, 1938, and received a life sentence. He served approximately 6 years 5 months in San Quentin Prison and was then transferred to the California Institution for Men where he served 6 years 1 month, being released on life parole January 12, 1951. Commutation of sentence to time served recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Commutation of sentence to time served granted December 18, 1958.

VINCENT LUCICH, San Quentin Nos. 27467 and 48796 and Folsom No. 16966, was convicted of the crime of murder, first degree, and prior felony conviction in Marin County during July, 1930, and received a life sentence. He served 17 years in prison and was released on parole July 14, 1947. Commutation of sentence to time served recommended by the Adult Authority, Charles W. Dullea, former Captain of Detectives, San Francisco Police Department, and a majority of the justices of the California Supreme Court. Commutation of sentence to time served granted December 19, 1958.

JOHN W. OSBORNE, Folsom No. 22433, San Quentin No. 65403, was convicted of the crime of murder, first degree, in Placer County during June, 1939, and received a life sentence. He served approximately 10 years 9 months in prison and was released on parole March 27, 1950. Commutation of sentence to time served recommended by the Adult Authority. Commutation of sentence to time served granted July 30, 1958.

HOMER DAVID RODGERS, San Quentin No. 55091 and Folsom No. 24385, was convicted of the crime of murder, first degree, in Los Angeles County during September, 1932, and received a life sentence. He served approximately 11 years in prison and was released on parole December 2, 1944. Commutation of sentence to time served recommended by the Adult Authority. Commutation of sentence to time served granted December 18, 1958.

ROBERT SCHENK, San Quentin Nos. 36847 and 59663 and Folsom Nos. 14611 and 20818, was convicted of the crimes of robbery, first degree, with three prior felony convictions, two counts; assault with a deadly weapon, with three prior felony convictions; and violation of Section 2, Chapter 339, Statutes of 1923 (Gun Law) with two prior felony convictions in San Francisco County during December, 1936. He was adjudged an habitual criminal and received three life sentences and a sentence of 1 to 5 years, all to run consecutively. He served 12½ years in prison and was released on parole June 7, 1949. Favorable recommendations were received from the Adult Authority, public defender, and California State Supreme Court. Commutation of sentence to time served granted July 30, 1958.

REPRIEVE

REMMEI WAYNE BRICE, San Quentin No. A-9550B, convicted of the crime of murder, first degree, in Los Angeles County. Four months reprieve to July 21, 1958, granted for the purpose of further investigation.

JAMES SALINA, also known as James Salani, also known as James Salinas, San Quentin No. 25895 and Folsom No. 10020, was convicted of the crime of burglary, second degree, in Sacramento County during July, 1912. He served 3 years 1 month in prison and was released on parole August 28, 1915. Thereafter he was convicted of the crime of murder, first degree, in the City and County of San Francisco during March, 1916. He served 19 years in prison and was released on parole March 9, 1935. Pardon recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Granted July 30, 1958.

RUDOLPH SALLI, also known as Rudolph Salli Koske, San Quentin No. 35304 and Folsom No. 15585, pleaded guilty to the crime of burglary in San Francisco County during August, 1921, and was granted 1 year on probation. During August, 1921, he pleaded guilty to the crime of forgery in Mendocino County. He served 1 year 7 months in prison and 9 months on parole, being discharged therefrom on January 4, 1924. Thereafter he was convicted of the crime of burglary, second degree, in Los Angeles County and received an indeterminate sentence. He was released on parole on February 28, 1932, after serving 3 years 1½ months in prison. On January 28, 1935, he was declared a technical parole violator. It was later learned that he had returned to Finland in 1932, and was brought back to the United States in 1950 as a political refugee and thereafter deported because of his criminal record. His term, therefore, was refixed to permit discharge as of March 21, 1952. Pardon recommended by the Adult Authority and a majority of the justices of the California Supreme Court. Granted July 30, 1958.

TONY P. SOUZA, San Quentin Nos. 35636 and 70804 and Folsom Nos. 14598, 22614, and 24069, was convicted of the crime of burglary, second degree, in Humboldt County, during September, 1939. He was adjudged an habitual criminal and received a life sentence. During December, 1941, he was taken out to court in Alameda County where he pleaded guilty to the crime of attempted burglary, second degree. He was returned to prison and served 8½ years, being released on parole on March 26, 1948. Pardon recommended by the Adult Authority, R. W. Bonetti, Judge of the Washington Judicial District, Broderick, and a majority of the justices of the California Supreme Court. Granted July 30, 1958.

CLIFFORD J. THOMPSON, San Diego County Superior Court case No. 65437, pleaded guilty to the crime of grand theft in San Diego County during October, 1930, and was granted 2 years on probation on condition that he serve the first 60 days in the County Road Camp and make restitution. On May 5, 1931, an Order Dismissing Information Against Probationer was issued by the Superior Court of San Diego County which terminated the probation and dismissed the charge. Pardon recommended by the Adult Authority. Granted July 30, 1958.

ADOLFO JIMENES TORRES, also known as Adolfo Torres Jimenez, Los Angeles County Sheriff's Office Nos. B-88984 and B 136066, pleaded guilty to the crime of petty theft in Los Angeles County during May, 1959, and was granted 3 years on probation, the first 30 days to be served in the county jail. Thereafter he pleaded guilty to the crime of violating Section 504 of the Vehicle Code in Los Angeles County during February, 1951, and was granted 2 years on probation with 6 months in the county jail suspended. Pardon recommended by the Adult Authority. Granted July 30, 1958.

X. L. WASHINGTON, San Quentin No. 50255, was convicted of the crime of murder, first degree, in Los Angeles County during September, 1930, and was given a life sentence. He served 12 years in prison and was released on parole May 14, 1943. Pardon recommended by the Adult Authority. Granted July 30, 1958.

COMMUTATIONS OF SENTENCE

REMMEI WAYNE BRICE, San Quentin No. A-9550-B, was convicted of the crime of murder, first degree, in Los Angeles County during November, 1956. Commutation of sentence to life imprisonment without possibility of parole recommended by a majority of the justices of the California Supreme Court. Commutation of sentence to life imprisonment without possibility of parole granted August 9, 1958.

FLORENCIO CASTILLO, also known as Florencio de los Santos Castillo, San Quentin No. 58624, pleaded guilty to the crime of murder, first degree, in Contra Costa County during January, 1936, and received a life sentence. He served approximately 7 years 7 months in prison and was released on parole February 15, 1951. Commutation of sentence to time served recommended by the Adult Authority. Commutation of sentence to time served granted December 18, 1958.

WILBERT FELIX FRIEND, San Quentin No. A-33863-A, was convicted of the crime of murder, first degree, in San Diego County in 1936. Commutation of sentence to life imprisonment without possibility of parole recommended by a majority of the justices of the California Supreme Court. Commutation of sentence to life imprisonment without possibility of parole granted October 7, 1958.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 2

Senate Concurrent Resolution No. 3

Senate Concurrent Resolution No. 4

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 12, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 1

Assembly Concurrent Resolution No. 2

Assembly Concurrent Resolution No. 3

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, January 12, 1959

MR. PRESIDENT: This is to advise you that the Senate Committee on Rules has appointed members to serve on interim committees to fill existing vacancies, as follows:

Senate Interim Committee on Cotton Problems—Senator James A. Cobey

Senate Interim Committee on Public Health—Senator John J. Hollister, Jr.,
Senator A. A. Erhart

Public Works Board—Senator John A. Murdy, Jr.

Allocation Board—Senator J. F. McCarthy

State School Building Finance Committee—Senator J. F. McCarthy

Colorado River Boundary Commission—Senator Stanford C. Shaw

BURNS, Chairman

RESOLUTIONS

The following resolution was offered:

By Senator Regan:

Senate Resolution No. 18

Relative to the Amateur Athletic Union's Senior Women's National
Swimming and Diving Championships

WHEREAS, Each year the very finest of American women athletes gather to perform in competitive swimming and diving endeavors under the auspices of the Amateur Athletic Union; and

WHEREAS, This meet gives an opportunity to amateur women athletes to compete for nationally recognized championships under conditions which not only guarantee the closest observance of all amateur athletic rules but also insures to all participants the utmost in co-operation and assistance in putting forth their greatest efforts; and

WHEREAS, The citizens of the community selected as the site for this swimming and diving meet are given a rare opportunity to observe the achievements of the world's greatest women athletes in their selected events and also to become acquainted with these participants who are the finest examples of tomorrow's leaders in not only athletics but all other walks of life; and

WHEREAS, The State of California and the City of Redding are to be honored as the location of the Amateur Athletic Union's Senior Women's National Swimming

and Diving Championships which will be held July 23d, 24th, 25th, and 26th; now, therefore, be it

Resolved by the Senate of the State of California, That the City of Redding and Shasta County are to be congratulated on having public officials with vision and foresight who have expressed on the behalf of the people of such area, the community's wholesome and warmhearted hospitality by inviting the country as a whole to enjoy in company with it, the performance of many of the world's great women athletes; and be it further

Resolved, That the city officials of Redding and the Shasta County Board of Supervisors are to be commended for their untiring efforts to bring the Amateur Athletic Union's Senior Women's National Swimming and Diving Championships to the State of California and the City of Redding; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the Honorable George Fleharty, Mayor of the City of Redding, the Shasta County Board of Supervisors, the Amateur Athletic Union, and Mr. John Riley, the Shasta High School swimming coach.

Resolution read, and unanimously adopted on motion of Senator Regan.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced:

Senate Concurrent Resolution No. 5: By Senator Farr—Relative to approving amendments to the charter of the City of Salinas, a municipal corporation in the County of Monterey, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the State of California direct primary election held on the third day of June, 1958.

Request for Unanimous Consent

Senator Farr asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 5, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 5

Senate Concurrent Resolution No. 5—Relative to approving amendments to the charter of the City of Salinas, a municipal corporation in the County of Monterey, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the State of California direct primary election held on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced and read the first time:

Senate Bill No. 21: By Senators Rodda and Miller—An act to provide for the exhibition of the California State Relief Map in the County of Sacramento and making an appropriation therefor, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 22: By Senator O'Sullivan—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 23: By Senator O'Sullivan—An act to validate the organization, boundaries, acts, proceedings, and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Referred to Committee on Local Government.

Senate Bill No. 24: By Senator Dilworth—An act to add Section 21703.5 to the Education Code, relating to the granting of scholarships to members of the California National Guard who are enrolled in institutions of higher learning.

Referred to Committee on Military and Veterans Affairs.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator O'Sullivan:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bills Nos. 22 and 23.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 25: By Senator Dilworth—An act to add Sections 268.6 and 271.5 to the Vehicle Code, relating to drivers' licenses.

Referred to Committee on Transportation.

Senate Bill No. 26: By Senators Berry, Short, and Teale—An act to amend Section 365 of the Streets and Highways Code, relating to adoption of a state highway route.

Referred to Committee on Transportation.

Senate Bill No. 27: By Senator Shaw—An act to amend Section 409 of the Code of Civil Procedure, relating to notice of pendency of actions affecting title to real property.

Referred to Committee on Judiciary.

Senate Bill No. 28: By Senators Christensen, Berry, and Collier—An act to amend Section 705.3 of the Vehicle Code, relating to logging trucks.

Referred to Committee on Transportation.

Senate Bill No. 29: By Senators McCarthy and McAteer—An act to add Section 133 to the Streets and Highways Code, relating to the co-ordination of highways and rapid transit systems.

Referred to Committee on Transportation.

Senate Bill No. 30: By Senator McCarthy—An act to add Section 690.235 to the Code of Civil Procedure, relating to exemptions from attachment and execution.

Referred to Committee on Judiciary.

Senate Bill No. 31: By Senator McCarthy—An act to amend Section 28122 of the Government Code, relating to compensation for public service in counties of the twenty-second class.

Referred to Committee on Local Government.

Senate Bill No. 32: By Senator McCarthy—An act to add Section 511 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 33 (At request of the Governor): By Senator Richards—An act to add Article 5 (commencing with Section 12050) to Chapter 1, Part 2, Division 3, Title 2 of, the Government Code, relating to the protection of consumer interests.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 34: By Senator Richards—An act to amend Section 131 of the Civil Code, relating to actions for divorce.

Referred to Committee on Judiciary.

Senate Bill No. 35: By Senator Richards—An act to amend Section 36507 of the Government Code, relating to filing the oath of office by city officers.

Referred to Committee on Judiciary.

Senate Bill No. 36: By Senator Richards—An act to amend Section 772 and 851 of the Probate Code, relating to notice of probate transactions.

Referred to Committee on Judiciary.

Senate Bill No. 37: By Senator Richards—An act to amend Section 117j of the Code of Civil Procedure, relating to appeals from small claims courts.

Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 6: By Senator Burns—Relative to the adoption of the Joint Rules of the Senate and Assembly.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 6, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 6

Senate Concurrent Resolution No. 6—Relative to the adoption of the Joint Rules of the Senate and Assembly.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Burns:

Senate Resolution No. 19

Relative to the Capitol Legislative Reference Library

Resolved by the Senate of the State of California, That the sum of one thousand three hundred twenty-five dollars (\$1,325), or so much thereof as may be necessary, is hereby made available to the Senate Committee on Rules for the Senate's one-half share of the expenses incurred in effectively establishing and equipping the Capitol Legislative Reference Library provided for in Assembly Concurrent Resolution No. 157 of the 1957 Regular Session, to be paid from said contingent fund and disbursed, upon certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

By Senator Burns:

Senate Resolution No. 20

Relating to the continuance of Senate interim committees

Resolved by the Senate of the State of California, As follows:

1. Each Senate interim committee previously created by the Senate of the State of California, other than committees created pursuant to Rule 12.5 of the Standing Rules of the Senate, which was in existence on January 4, 1959, is continued as a Senate committee at this session with the membership and with all the rights, powers and duties possessed by the committee and its members immediately prior to the commencement of this session. Vacancies occurring or existing in the membership of each committee shall be filled by the appointing power.

2. Each such committee is authorized to act during this session of the Legislature, including any recess, but not after final adjournment, with authority to file its final report not later than the date of adjournment.

3. The provisions of the Joint Rules of the Senate and Assembly and of the Temporary and Standing Rules of the Senate, as soon as such rules are adopted at this session or amended from time to time, become applicable to each committee and its members.

Until the adoption of Joint Rules at this session, the Joint Rules of the last preceding general session are incorporated herein and made applicable to each such committee and the members thereof.

4. The unexpended balance of the money heretofore made available to each such committee continued by this resolution shall continue to be available for the expenses of the committee to which it was heretofore available and the members thereof and for any charges, expenses, or claims each such committee may incur under the resolution by which it was created or this resolution, to be disbursed in the manner heretofore provided.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Givensky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 38: By Senator Farr—An act to amend Section 73561 of the Government Code, relating to the number of judges in the municipal court in the district embracing the Cities of Carmel and Monterey.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 39: By Senator Richards—An act to add Section 117jj to the Code of Civil Procedure, relating to appeals from small claims courts.

Referred to Committee on Judiciary.

Senate Bill No. 40: By Senator John F. McCarthy—An act to amend Section 1075 of the Streets and Highways Code, relating to work upon county roads.

Referred to Committee on Transportation.

Senate Bill No. 41: By Senators Christensen, Berry, and Collier—An act to add Section 705.2 to the Vehicle Code, and to add Section 35553 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to logging trucks.

Referred to Committee on Transportation.

Senate Bill No. 42: By Senators Christensen, Collier, and Hollister—An act to add Sections 2607.5 and 2703.5 to the Revenue and Taxation Code, relating to discounts allowable with respect to payment of property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 43 (At the request of the Governor): By Senators Cobey, Brown, Arnold, and Miller—An act to add Chapter 5.5 (commencing with Section 13480) to Part 3, Division 3, Title 2 of the Government Code, and to amend Section 11555 of said code, relating to the

establishment of an economic development agency in the Department of Finance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 44: By Senator Cobey—An act to amend Section 24074 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 45: By Senator Cobey—An act to amend Section 422 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 46: By Senator Cobey—An act to amend Sections 35100, 35101, 35102, and 35106 of, to repeal Sections 35107, 35108, 35109, 35110, and 35111 of, to add Sections 35107, 35108, and 35109 to, and to amend and renumber Sections 35112 and 35113 of, the Water Code, relating to California water districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Cobey:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 46.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Gruensky, Hollister, Holmahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

PRINT WITH RUSH ORDER

Senator Cobey moved that Senate Bill No. 46 be sent to print with a rush order.

Motion carried.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, CALIFORNIA, January 11, 1959

Honorable Hugh M. Burns, Senate Chamber

Permanent Standing Rules of the Senate—No. 5717

DEAR SENATOR BURNS: We enclose a Senate Resolution adopting Permanent Standing Rules of the Senate, prepared at your request. These rules are identical to

the Temporary Standing Rules of the Senate adopted by Senate Resolution No. 5 at this session except for the following changes:

A. Rule 12 (Standing Committees).

Subdivision 6. The name of the Committee on Financial Institutions is changed to "Insurance and Financial Institutions." The membership is decreased from 9 to 7 members. The subject of bills amending the Unemployment Insurance Code is added to this committee's functions.

Subdivision 8. The subject of bills relating to the Department of Social Welfare, and to the aged, to the blind, to children, to the indigent and to other public assistance is added to the functions of the Committee on Governmental Efficiency.

Subdivision 11. The subject of bills amending the Unemployment Insurance Code (which includes both unemployment insurance and disability insurance) is removed from the Committee on Labor. (See Subdivision (6) above.)

Subdivision 13. The membership of the Committee on Military and Veterans Affairs is decreased from 11 to 9 members.

Subdivision 15. The membership of the Committee on Public Health and Safety is decreased from 9 to 7 members.

Subdivision 19 (of the Temporary Rules). The Committee on Social Welfare is abolished and its functions transferred to Governmental Efficiency. (See Subdivision (8) above.)

Subdivision 21 (of the Temporary Rules). Is renumbered Subdivision 20 and the membership of the Committee on Water Resources is increased from 11 to 13 members.

B. *Rule 2.21*, which previously governed introduction of bills after the constitutional recess, is deleted since that recess has been eliminated by constitutional amendment.

C. *Rule 26* has been changed to require a schedule of committee hearings to be prepared "as soon as practicable after the commencement of the session" rather than "During the constitutional recess or as soon thereafter as practicable." This change also is required by the elimination of the recess.

D. *Rule 29.1* is added to require the Legislative Counsel to digest the effect of Assembly amendments of Senate bills and to provide that when such amendments make substantial changes the measure shall be referred to Rules Committee for re-reference to the appropriate standing committee.

E. *Rule 47—Subdivision (1)* of this rule previously set forth the requirement of 30 votes to introduce a bill after the constitutional recess. Because of the recent constitutional amendment this subdivision has been changed to require 30 votes to dispense with the new constitutional provision requiring a 30 calendar delay after introduction of a bill before a bill may be heard by any committee or acted upon by either house.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By A. C. MORRISON, Chief Deputy

RESOLUTIONS

The following resolution was offered:

By Senator Burns:

Senate Resolution No. 21

Relative to Adoption of the Permanent Standing Rules of the Senate

Resolved by the Senate of the State of California. That the following Rules be and the same are hereby adopted as the Permanent Standing Rules of the Senate for the 1959 Regular Session:

PERMANENT STANDING RULES OF THE SENATE

Convening and Sessions

Hours of Meeting

1. The Senate shall meet at 3 p.m., daily, except Sundays, unless otherwise ordered by the Senate.

Calling to Order

2. The President, President pro Tempore, or senior member present, shall call the Senate to order at the hour stated, and if a quorum be present shall proceed with the order of business.

Attendance of Members

3. No Senator shall absent himself from attendance upon the Senate without leave first obtained. A less number than a quorum of the Senate is hereby authorized to send the Sergeant-at-Arms, or any other person, for any and all absent Senators at the expense of such absent Senators, respectively, unless such excuse for nonattendance as shall be made to the Senate when a quorum is convened, shall be judged sufficient, and in that case the expense shall be paid out of the Contingent Fund of the Senate. The President or Acting President of the Senate, or less than a quorum present, shall have the power to issue process directly to the Sergeant-at-Arms, or to any other person, to compel the attendance of Senators absent without leave. Any Senator who shall refuse to obey such process unless sick or unable to attend, shall be deemed guilty of contempt of the Senate, and the Sergeant-at-Arms, or any other person, to whom such process may be directed, shall have power to use such force as may be necessary to compel the attendance of such absent Senator, and for this purpose he may command the force of the county, or of any county in the State.

Order of Business

4. The order of business shall be as follows:

1. Roll Call.
2. Prayer by the Chaplain.
3. Leaves of Absence.
4. Privileges of the Floor.
5. Communications and Petitions.
6. Messages from the Governor.
7. Messages from the Assembly.
8. Reports of Committees.
9. Motions, Resolutions and Notices.
10. Introduction and First Reading of Bills.
11. Special Orders.
12. Unfinished Business.
13. Consideration of Daily File.
14. Announcement of Committee Meetings.
15. Adjournment.

Executive Sessions

5. When a motion is adopted to close the doors of the Senate, on the discussion of any business which may, in the opinion of the Senate, require an executive session, the President shall require all persons, except the Senators, President of the Senate, Secretary, Minute Clerk, and Sergeant-at-Arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

Officers of the Senate**The President**

6. The Lieutenant Governor shall be the President of the Senate. He shall have a casting vote when the vote is equally divided and his vote will decide the issue.

The President shall maintain order in the Senate Chamber and in case of a disturbance or disorderly conduct in the lobbies, the President (or Chairman of the Committee of the Whole) shall have the power to order the same cleared.

The President pro Tempore

7. The President pro Tempore shall, in the absence of the President, take the chair and call the Senate to order, at the hour of the meetings of the Senate, and shall have the same powers as the President.

It shall be the particular responsibility of the President pro Tempore to secure the prompt and businesslike disposition of bills and other business before the Senate.

The Vice Chairman of the Committee on Rules shall, in the absence of the President pro Tempore, perform the duties, and have all powers and authority of the President pro Tempore.

Presiding by Senators

8. The President pro Tempore of the Senate may name any Senator to perform the duties of the Chair in the absence of the President. The Senator so named shall be vested, during such time, with all the powers of the President.

Secretary of Senate

9. It shall be the duty of the Secretary of the Senate to attend every session, call the roll, read all bills, amendments, resolutions, and all papers ordered read by the Senate or the presiding officer.

He shall superintend all printing and clerical work to be done for the Senate and shall have supervision over all attaches and employees of the Senate. He shall assign, reassign or transfer all attaches or employees to their respective duties.

He shall certify to and transmit to the Assembly all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the Assembly, immediately after their passage or adoption by the Senate.

He shall also keep a correct Journal of the proceedings of the Senate, and shall notify the Assembly of the action by the Senate on all matters originating in the Assembly, and requiring action on the part of the Senate.

The Secretary of the Senate shall have custody of all bills, documents, papers and records of the Senate and shall not permit any such bills, records or papers to be taken from the desk or out of his custody by any person, except in the regular course of the business of the Senate.

All employees on the payroll of the Senate are employees of the Senate and not of individual members and they are under the direct control of the Secretary of the Senate. Any insubordination or inefficiency on the part of any employee shall be reported by the Secretary to the Committee on Rules or if a Committee on Attaches be appointed, then to that committee.

Expenditures of Secretary

9.5. All proposed expenditures by the Secretary of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1, including

expenses for telephone service, telegraph service, supplies, rental of typewriters, illuminating resolutions, traveling expenses and any other incidental expenses in connection with conducting the business of the Senate and performing any duties imposed by law or by the rules or the resolutions of the Senate. Claims for any such expenses and claims for incidental expenses of the Senate heretofore incurred but for which payment has not been provided by any other resolution shall be submitted by the Secretary of the Senate to the Senate Committee on Rules or its authorized representative and such claims, if approved, shall be transmitted to the Controller for payment pursuant to this rule.

Legislative Analyst Designated as "Secretary"

9.7. Pursuant to a subdivision (d) of Section 9900 of the Government Code, the Legislative Analyst is hereby designated as the person embraced by the definition of "Secretary" set forth in that section.

Sergeant-at-Arms of the Senate

10. The Sergeant-at-Arms shall attend the Senate during all of its sittings, execute the commands of the Senate from time to time, together with all such process issued by authority thereof, as shall be directed to him by the President. The Sergeant-at-Arms is authorized to arrest for contempt all persons outside the bar, or in the gallery, found in loud conversation, or otherwise making a noise to the disturbance of the Senate. The actual expenses for the Sergeant-at-Arms for every arrest, for each day's custody and release, and the traveling expenses for himself and special messenger going and returning shall be paid out of the Contingent Fund, and no other fees shall be paid him beyond his per diem. It shall also be the duty of the Sergeant-at-Arms to keep the accounts for pay and mileage of Senators.

The Sergeant-at-Arms shall place copies of all bills, joint and concurrent resolutions, constitutional amendments, Journals, Histories and Files, when printed, on the desks of Senators, at least one hour previous to the opening of the session.

Additional Duties

10.5. The Sergeant-at-Arms is authorized to procure such boxes, packing and other materials as are necessary to ship to the Members of the Senate at their various places of residence their bill files, books, stationery and other printed matter at the close of each session. All proposed expenditures by the Sergeant-at-Arms incurred pursuant to this rule or in performing any duties imposed by law or by the rules or resolutions of the Senate shall be subject to approval by the Senate Committee on Rules or its authorized representative pursuant to Standing Rule No. 13.1. All claims incurred by the Sergeant-at-Arms shall be submitted to said committee or its authorized representative and, if approved, shall be transmitted to the Controller for payment pursuant to this Rule.

Officers and Employees, Compensation; Approval

10.6. The Controller is hereby authorized and directed to draw his warrants in favor of the Secretary of the Senate, the Sergeant-at-Arms, and other officers and employees who render services to the Senate as

certified weekly by the Senate Committee on Rules or by its authorized representative, from the fund set aside for the pay of officers and employees of the Senate at the rate of compensation certified by the committee or its representative, and the Treasurer is hereby directed to pay the same.

The Secretary of the Senate and the Sergeant-at-Arms shall approve and transmit to the Committee on Rules the claims for their compensation and for the compensation of their respective employees.

Expenditures After Final Adjournment

10.7 After final adjournment expenditures by the Secretary of the Senate or the Sergeant-at-Arms of the Senate for postage, express, freight charges, or other purposes for which cash payments are necessary, shall be paid from funds allocated to the Senate Committee on Rules for such purpose, subject to approval by the Senate Committee on Rules or its authorized representative. The Controller shall draw warrants on the Contingent Fund of the Senate in favor of the Secretary of the Senate or the Sergeant-at-Arms for such expenditures only in the amount authorized by the Senate Committee on Rules or its authorized representative.

The Secretary of the Senate and the Sergeant-at-Arms shall file with the Committee on Rules or its authorized representative receipts or vouchers covering all expenditures made for such purposes, which shall be transmitted to the Controller by the committee or its authorized representative.

Committees of the Senate

Appointment of Committees

11. The Committee on Rules shall consist of the President pro Tempore of the Senate, who shall be the chairman of the committee, and four other Members of the Senate to be elected by the Senate.

The Committee on Rules shall appoint all other committees of the Senate unless otherwise directed by the Senate and shall designate a chairman of each committee so appointed and a vice chairman of each standing committee.

In making committee appointments, the Committee on Rules shall give consideration to seniority, preference and experience; provided, however, that in making committee appointments, the Rules Committee shall, so far as practicable, give equal representation to all parts of the State.

The Senate Committee on Finance shall consist of four Senate Members of the Legislative Budget Committee and nine additional Members of the Senate appointed by the Committee on Rules.

Ten days before the commencement of any regular session of the Legislature, the Secretary of the Senate shall mail to each member a blank, in a form approved by the Rules Committee, on which the member may indicate his committee preferences and with such blank shall be mailed a stamped envelope addressed to the Rules Committee, care of the secretary, for the convenience of the member in returning such form with his preferences thereon. All such communications shall

be retained by the secretary unopened and shall be delivered to the Rules Committee immediately upon the organization of the Senate.

Consideration of Appropriation Bills Before Enactment of Budget

11.1. Until the Budget Bill is finally enacted no standing committee shall report any appropriation bill to the Senate for passage except bills making appropriations for the salaries, mileage, and expenses of the Senate and Assembly, and emergency bills recommended by the Governor, whose letter of recommendation shall be produced before the committee before action is taken by the committee.

Standing Committees

12. The standing committees of the Senate, the number of members, and subjects to be referred to each are as follows:

1. Agriculture, 13 members. All bills amending the Agricultural Code and uncodified legislation relating to the same subject.
2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horse racing or intoxicating liquors.
3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncodified legislation relating to either.
4. Elections, 7 members. All bills amending the Elections Code or uncodified legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.
5. Finance, 13 members. All appropriation bills including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.
6. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncodified legislation relating to the same subject.
7. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:
 - a. State policy
 - b. New state functions
 - c. State property
 - d. Reorganization
 - e. State employees
 - f. Horse racing or alcoholic beverages
 - g. All judges' salaries
 - h. The Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.
8. Institutions, 7 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:
 - a. State hospitals
 - b. Home for the feeble-minded

- c. Inebriate colonies
 - d. Institutions for delinquents
 - e. Home for the blind
 - f. Industrial workshops
 - g. Any other institutions of a similar nature; and
- All bills relating to the Youth Authority and to institutions under its jurisdiction.
- 9. Insurance and Financial Institutions, 9 members. All bills amending the Unemployment Insurance Code, the Insurance Code and Financial Code, all bills relating to the unemployed, and all bills amending the Corporate Securities Act, and any other legislation relating to these subjects.
 - 10. Judiciary, 15 members. All bills amending the following codes:
 - a. Civil Code
 - b. Code of Civil Procedure
 - c. Corporations Code, except for Corporate Securities Act
 - d. Probate Code
 - e. Penal Code
 - f. All statutes of a penal nature not related closely to a subject embraced in some other code.
 - 11. Labor, 7 members. All bills amending the Labor Code, and uncoded legislation relating to the same subjects.
 - 12. Local Government, 9 members. All bills relating to:
 - a. County government
 - b. Municipal corporations
 - c. Special assessment and other local districts when not regulated by the provisions of some other code and uncoded legislation on the above subjects.
 - 13. Military and Veterans Affairs, 9 members. All bills amending the Military and Veterans Code and uncoded legislation relating to the same subjects.
 - 14. Natural Resources, 11 members. All bills amending the Public Resources Code and uncoded legislation relating to mines and mining, oil, forestry, parks, and to the public domain.
 - 15. Public Health and Safety, 7 members. All bills amending the Health and Safety Code and uncoded legislation relating to the same subjects.
 - 16. Public Utilities, 7 members. All bills amending the Public Utilities Code and other uncoded legislation relating to the same subject.
 - 17. Revenue and Taxation, 11 members. All bills amending the Revenue and Taxation Code, and other uncoded legislation relating to state and county taxes.
 - 18. Rules, 5 members. All proposed amendments to the Rules, and all resolutions relating to the business of the Senate which are not acted upon without reference to committee.
 - 19. Transportation, 13 members. All bills amending the
 - a. Vehicle Code
 - b. Streets and Highways Code
 - c. Harbors and Navigation Code
 - d. Uncoded legislation relating to the same subjects or to aviation.

20. Water Resources, 13 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.

The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Standing Committees as Investigating Committees

12.5. Each standing committee of the Senate created at a general session is hereby authorized to study and analyze all facts relating to the subjects which would fall within its jurisdiction as indicated by Rule 12 of the Standing Rules of the Senate, including, but not limited to, a needed revision of the laws relating to that subject, and for such purpose shall constitute an investigating committee with power to act during the sessions of the Legislature, including any recess, and after final adjournment, and the until commencement of the next regular general session, with authority to file its report not later than the thirtieth day of said general session.

Each such committee shall have all of the powers conferred upon investigating committees by the Joint Rules of the Senate and Assembly, the provisions of which are incorporated herein and made a part hereof.

No such committee shall exercise the authority herein conferred except when, and to the extent, it is authorized so to do in writing by the Committee on Rules. The Committee on Rules may allocate any money made available to said committee for expenditures on behalf of the committee herein created, and the members thereof, in such manner as the Committee on Rules shall prescribe.

12.6 A member of an investigating committee may, during the interim between sessions of the Legislature, resign from such committee by transmitting to the Senate Committee on Rules his written resignation and transmitting a copy thereof to the chairman of the committee from which he is resigning. Such resignation shall be effective for all purposes upon receipt thereof by the Committee on Rules.

Committee on Rules

13. The Committee on Rules is charged with the general responsibility for the administrative functioning of the Senate. The committee shall have general charge of the books, documents and other papers and property of the Senate and shall see that the same are properly kept, cared for, filed or otherwise disposed of in accordance with law and the rules applicable thereto. The committee shall also have the duty of making studies and recommendations designed to promote, improve, and expedite the business and procedure of the Senate and of the committees thereof, including investigating committees consisting wholly or in part of Members of the Senate, and of proposing any amendments to the rules deemed necessary to accomplish such purposes.

The Committee on Rules shall continue in existence during any recess of the Legislature and after final adjournment and until the convening of the next regular general session and shall have the same powers and duties as while the Senate is in session. The committee shall have authority to fill vacancies in any Senate committee or in the Senate membership of any joint committee.

In dealing with any matter within its jurisdiction the committee and its members shall have and exercise all of the rights, duties, and powers conferred upon investigating committees and their members by the Joint Rules of the Senate and Assembly as they are adopted and amended from time to time, which provisions are incorporated herein and made applicable to the Committee on Rules and its members.

The committee may make available to any Senate or joint committee or any Member of the Senate such assistance in connection with the duties of the committee or other legislative matters as the personnel under the direction of the committee or its other facilities permit.

The committee shall make available to and shall furnish to the Senate investigating committees created at this regular session and to each of the members thereof such secretarial and stenographic help as may be reasonably necessary for such committees and each of the members thereof to make and carry on the studies and investigations required by or of them by the resolutions creating such committees, and for such purpose, in addition to any other power or authority, the Committee on Rules may employ such additional stenographic and secretarial assistants as may be necessary, assign and reassign such assistants, prescribe the amounts, times and methods of payment of their compensation, and provide for the auditing of any and all records and accounts in respect thereto.

The Committee on Rules shall constitute the Committee on Introduction of Bills and shall have charge of engrossment and enrollment of bills, contingent expenses of the Senate and legislative printing except insofar as these functions are delegated to the Secretary of the Senate. The Senate Committee on Rules shall have charge of the attaches unless a Committee on Attaches is appointed.

The rooms, passages, and buildings set apart for the use of the Senate shall be under the direction of the Committee on Rules and the committee may assign the press desks in the Senate Chamber to accredited newspaper representatives.

Executive communication of nominations sent by the Governor to the Senate for confirmation shall be referred to the Committee on Rules, unless otherwise ordered by the Senate, without debate.

Expenses of Senate Committees

13.1. All claims for expenses incurred by interim investigating committees of the Senate shall be approved by the Committee on Rules, or its authorized representative, before such claims are presented to the Controller.

All proposed expenditures, other than expenditures of the funds of an interim investigating committee, shall be approved by the Committee on Rules or its authorized representatives before such expenses are incurred, unless such expenditure is specifically exempted from the provisions of this rule by the resolution authorizing it.

No warrant shall be drawn in payment of any claim for expenses until the approval of the Committee on Rules, or its authorized representative, has been obtained in accordance with the provisions of this rule.

The Committee on Rules may adopt rules and regulations limiting the amount, time, and place of expenses and allowances to be paid to employees of Senate interim investigating committees and regulating the terms and conditions of employment of such employees. Copies of all rules and regulations adopted pursuant to this rule shall be distributed to the chairman of every such investigating committee.

Alteration, Repair, Improvement to Senate

13.2. Pursuant to the powers vested in the Senate Committee on Rules, and during such time as the Senate is not in session, the committee is authorized and directed to incur and pay such expenses of the Senate not otherwise provided for as the committee determines are reasonably necessary, including the repair, alteration, improvement and equipping of the Senate Chamber and the offices provided for the Senate in the State Capitol.

In order to avoid unanticipated reversions of appropriations for contingent expenses, the Senate Committee on Rules may designate the appropriation from which payment shall be made pursuant to allocations to interim committees or for other purposes. If there should be insufficient money available in any such appropriation to pay all claims pursuant to allocations charged against it, the committee shall designate another appropriation from which such allocations shall be paid.

Rooms and Property of Senate

13.3. The Senate Committee on Rules is responsible for the safekeeping of Senate property after adjournment of each session until the Senate shall reconvene again. The Chief of the Bureau of Buildings and Grounds is directed to leave the Senate Chamber and all the committee rooms and other rooms used by the Senators and officers of the Senate in such condition that they will be available for the use of the Senate at any time; and it is further directed that no persons other than the members, officers and the attaches of the Senate be permitted to occupy or use the offices, committee rooms and other rooms now occupied by the Senate without permission as hereinafter provided, and that the desks, furniture, and other equipment of the Senate be at the disposal of the Senate Committee on Rules upon adjournment of each session and until the Senate shall reconvene, and that no person except Members of the Senate be permitted to occupy any of the Senate's offices or make use of Senate equipment without permission of the committee or its authorized representative.

Inventory of Senate Property

13.4. The Senate Committee on Rules is authorized and directed, through its authorized representative, to make and maintain a complete inventory of all property of the Senate, including all such property in the possession or control of any Senate interim committee. The Committee on Rules shall have custody and control of all such property of the Senate and shall adopt such rules or orders as it may determine are necessary relating to the purchase, care, custody and use or disposal thereof.

No furniture, equipment, or other property, other than supplies, shall be purchased by any Senate interim committee unless prior approval is obtained from the Senate Committee on Rules or its authorized representative.

STATUS OF STANDING RULES FOR PRECEDING GENERAL SESSION

13.5. The adoption of the Standing Rules for any budget session or special session shall not be construed as modifying or rescinding the Standing Rules of the Senate for the preceding general session, nor as affecting in any way the status or powers of the interim committee created by those rules.

Contingent Expense Fund

13.6. The Senate Committee on Rules is the committee provided for in Section 9126 of the Government Code. The balance of all money in the Senate Contingent Fund, including money now or hereafter appropriated by the Legislature, except such sums as are specifically made available for purposes other than the expenses of designated interim committees, is hereby made available to the Senate Committee on Rules for any charges or claims it may incur in carrying out the duties imposed upon it by these rules or by Senate or joint resolution. The money made available by this rule includes such sums as are specifically made available by the Senate for the expenses of designated interim committees.

Schedule of Committee Meetings

14. The Committee on Rules shall propose to the Senate such schedules for regular meetings of the standing committees as will permit a full attendance of their members without conflict of committee engagements.

The committee may also propose such special committee meetings or special schedules of committee meetings as will facilitate the business of the Senate. Such schedules may provide a special schedule of committee meetings or upon certain days of the week or to meet any special condition which may arise.

Quorum of Standing Committees

15. Each standing committee shall determine (a) its own quorum, and (b) the number of votes necessary to take any action upon any bill, resolution, or other matter referred to it, but at least a majority of all members constituting such committee shall be required to report a bill out of committee.

Powers of Standing Committees

16. Each standing committee of the Senate to which a proposed law or bill is assigned shall have full power and authority during the session of the Legislature or any recess thereof, to make such investigation and study of and concerning any such proposed law or bill as such committee shall determine necessary to enable it to properly enact thereon.

In the exercise of the power granted by this Rule, each committee may appoint a secretary and adopt such rules as may appear necessary and proper to carry out the powers granted and duties imposed under this Rule. It may employ such clerical, legal and technical assistants

as may appear necessary when money has been made available therefor by the Senate.

Each standing committee is authorized and empowered to summon and subpoena witnesses, require the production of papers, books, accounts, reports, documents, records and papers of every kind and description, to issue subpoenas and to take all necessary means to compel the attendance of witnesses and to procure testimony, oral and documentary.

The members of such committees are, and each of them is, authorized and empowered to administer oaths, and all of the provisions of Chapter 4 of Part 1, Division 2, Title 2 of the Government Code, relating to the attendance and examination of witnesses before the Legislature and the committees thereof, shall apply to such committees.

The Sergeant-at-Arms of the Senate, or other person designated by the Sergeant-at-Arms or by the committee, shall serve any and all subpoenas, orders and other process that may be issued by the committee, when directed to do so upon a vote of the majority of the membership of the committee.

All officers of this State, including the heads of each department, agency and subdivision thereof, and all employees of such departments, agencies and subdivisions, the Legislative Counsel, and all other persons whether connected with the State Government or not, shall give and furnish to these committees upon request such information, records and documents as the committees deem necessary or proper for the achievement of the purposes for which each standing committee was created.

Each standing committee may meet at the State Capitol and do any and all things necessary or convenient to enable it to exercise the powers and perform the duties herein granted to it and may expend such money as may be made available by the Senate for such purpose; but no committee shall incur any indebtedness unless money shall have been first made available therefor.

Special Investigating Committees

17. Except as provided by these rules, no committee for the investigation of any special subject shall be appointed except pursuant to a resolution which shall be entered in the Journal and referred to the Committee on Rules, and which shall be approved by a vote of a majority of the members elected to the Senate. The subject and purpose of the investigation shall be expressed in the title of the resolution and the scope of the investigations shall be consistent with the subject and purposes so expressed. No such committee shall have authority to extend its investigations to subjects not so expressed, nor beyond the scope indicated in the resolution. Unless otherwise directed by the resolution any committee so authorized shall be appointed within 20 days after the adoption of the resolution.

Funerals

17.5. The chairman or vice chairman of the Senate Committee on Rules may designate any one or more of the Members of the Senate as a Senate interim committee to attend funerals in appropriate circumstances. The members so designated shall receive their actual and necessary expenses incurred in the performance of their duties or in

lien of such expenses the same allowances for accommodations and meals, and mileage as is provided by the Joint Rules for members of investigating committees.

The chairman or vice chairman of said Committee on Rules or any Member of the Senate designated by either of said officers may incur such expense as may be necessary for the purchase on behalf of the Senate of suitable floral pieces for any such funeral.

All expenses incurred pursuant to this resolution are hereby ordered to be paid out of the money allocated from the Contingent Fund of the Senate to the said Senate Committee on Rules and disbursed, after certification by the chairman or vice chairman of the committee, or by the committee's disbursing officer appointed and designated therefor by the committee, upon warrants drawn by the State Controller upon the State Treasurer.

No Committee Expenditures Permitted

18. No member of any committee shall be permitted to incur any expense chargeable to the Senate unless authorized by resolution of the Senate.

Procedure and Rules

Joint and Concurrent Resolutions and Constitutional Amendments

19. Joint and concurrent resolutions and constitutional amendments shall be treated the same as bills; except, that they shall have but one official reading, which reading shall occur after they have been reported by committee.

Parliamentary Rules

20. In all cases not provided for by the Constitution, these Rules, or by the Joint Rules of Senate and Assembly the authority shall be Mason's Manual.

Suspension or Amendment of Rules

21. No standing rule of the Senate may be repealed or amended except upon an affirmative vote of a majority of the Members of the Senate, one day's notice being given, but any rule not requiring more than a majority vote may be temporarily suspended by a vote of a majority of the Members of the Senate. A rule requiring a two-thirds vote on any question may be amended only by a two-thirds vote on one day's notice, and a rule requiring a two-thirds vote may be temporarily suspended only by a two-thirds vote.

All proposed amendments to these rules shall, upon presentation, be referred to the Committee on Rules without debate.

Introduction and Reference of Bills

Introduction, First Reading, and Reference of Bills

22. Any Senator desiring to introduce a bill shall send it to the Senate desk.

The Committee on Rules shall check all Senate bills prior to introduction and all Assembly bills before reference to committee and shall designate the committees to which they shall be referred. The provisions of Rule 12 referring to the assignment of bills are intended as a guide to the committee but are not binding upon the committee.

Under the order of Introduction of Bills, the Secretary shall assign a number to each Senate bill, shall read it the first time, shall read the name of the committee to which the bill has been assigned by the Committee on Rules, and unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete and after printing the Secretary shall deliver the bills to the committee so designated.

Under the order of Messages from the Assembly the Secretary shall read each Assembly bill the first time, shall read the name of the committee to which the bill has been assigned by the Committee on Rules, and unless otherwise ordered by the Senate without debate the assignment of the bill shall then be complete and the Secretary shall deliver the bill to the committee so designated.

Digest of Bills Introduced

22.2. No bill shall be introduced unless it is contained in a cover attached by the Legislative Counsel and unless it is accompanied by a digest prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law which are proposed by the bill. If any bill is presented to the Secretary for introduction which does not comply with the foregoing requirements of this rule the Secretary shall return it to the member who presented it.

The digest shall be printed on the bill as introduced in distinctive type upon the lower part of the first page thereof.

Introduction of Bills by a Committee

23. Any committee may introduce a bill germane to any subject within the proper consideration of such committee in the same manner as any member.

Introduction of Bills at Special Sessions

24. Whenever at any special session a bill is received at the desk, under the order of Introduction of Bills, it shall be referred to the Committee on Rules which shall decide whether or not such bill can properly be considered at the session. If in the judgment of the Committee on Rules such bill can be considered it shall report it back and designate the committee to which it shall be assigned. Thereafter it shall be assigned a number by the Secretary, be read first time, and referred to the committee recommended by the Committee on Rules unless otherwise referred on motion without debate.

Senate Resolutions

25. All Senate resolutions upon being presented shall be given a number by the Secretary. Such resolutions shall be printed in the Journal and indexed in the History and Journal.

Bills in Committee

Committee Hearings

26. As soon as practicable after the commencement of the session the chairman of each committee shall prepare a schedule of hearings concerning bills referred to the committee. The schedule shall be arranged according to subjects insofar as may be convenient.

The schedules and any changes therein shall be delivered to the Senate as soon as convenient in order that due notice may be given to persons interested in the legislation.

No bill shall be set for hearing, nor shall any notice thereof be published, by a Senate committee until the bill has been referred to the committee by the Committee on Rules of the Senate.

Substitute Committee Bills

27. A committee may amend into one bill related provisions germane to the subject and embraced within the title; and with the consent of the author the committee may constitute such bill a committee bill by striking out of the heading of the bill the line "Introduced by" and the name of the author and substituting therefor "Substitute committee bill of the Committee on" and the name of the committee.

Withdrawal of Bills for Amendment

27.5. Upon the request of the author of a bill on which no action has been taken other than the original reference to committee, the chairman of the committee to which the bill has been originally referred may, by his individual action taken independently of any committee meeting, cause the bill to be reported to the Senate with the recommendation that amendments submitted by the author be adopted and the bill be reprinted as amended and re-referred to the committee.

Recalling a Bill From Committee

28. The Senate may at any time by 21 votes recall a bill from committee.

Re-reference to Finance Committee

28.5. It shall be the duty of each standing committee to which a bill is referred to determine (1) whether the bill appropriates money, or (2) whether the bill would result in substantial expenditures of state money by (a) imposing new responsibilities upon the State or (b) new or additional duties upon a state agency or (c) liberalization of any state program, function or responsibility. If the standing committee so determines, the standing committee shall report the bill with the recommendation that the bill be referred to the Finance Committee, in addition to such other recommendations as the standing committee deems desirable.

Any member of the Senate may move to refer a bill to the Finance Committee, and the failure or refusal of the standing committee to recommend that the bill be referred to the Finance Committee shall not preclude such a motion by any member of the Senate.

Consideration of Bills

Order of Making Files

29. When bills are reported from committee they shall be placed upon the General File, to be kept by the Secretary as follows: All bills when reported to the Senate by the committee shall be placed at the foot of the Second Reading Senate or Assembly File, in the order in which the reports are made, and after the second reading they shall be placed at the foot of the Senate or Assembly Third Reading File, in the order of reading. Unless otherwise ordered by the Senate the File shall be taken up in the following order: Senate Second Reading File,

Assembly Second Reading File and Senate Third Reading File, Assembly Third Reading File. The bills upon third reading shall be considered in the order in which they appear upon the File, unless otherwise ordered by the Senate.

An inactive file shall be kept to which bills may be transferred at the request of the author, or on motion, and they shall be so transferred when they have been passed on third reading file without action three successive times. Bills may be carried on the inactive file by author and bill number without setting forth the title.

Bills may be transferred from the inactive file to the second reading file on motion, and after being read the second time such bills will take their place regularly on third reading file and be available for consideration and passage.

Notices of committee hearings shall be published in the File whenever presented by chairman of committees to the Secretary for that purpose. For such purpose bills will be identified by subject or by number.

Re-reference to Committee

29.1. Whenever the Assembly amends and passes a Senate bill the Legislative Counsel shall, within one day after the bill is passed by the Assembly, prepare and transmit to the Secretary of the Senate and to the Chairman of the Senate Committee on Rules, a brief digest summarizing the effect of the Assembly amendment. The Secretary of the Senate shall cause said digest to be printed in the Daily File immediately following any reference in said file to the bill covered by the digest. No such bill may be acted upon until said digest has been received. If the digest discloses that the Assembly amendment has made a substantial substantive change in the bill as first passed by the Senate the bill shall, on motion of the Chairman of the Senate Committee on Rules, be immediately referred to that committee for reference to an appropriate Senate standing committee.

Special Order

30. Any measure or subject may, by vote of a majority of those voting, be made a special order, and when the time fixed for its consideration arrives, the presiding officer shall lay it before the Senate.

Messages From the Governor or Assembly

31. Messages from the Governor or from the Assembly may be introduced at any stage of business except while a question is being put, while the ayes and noes are being called, or while a Senator is addressing the Senate.

Messages from the Governor or from the Assembly may be considered when indicated in the order of business or at any other time by unanimous consent or upon motion.

Engrossing Bills

32. All Senate bills, constitutional amendments and joint or concurrent resolutions shall be engrossed before final action is taken on them in the Senate. Engrossment shall consist of comparing the printed engrossed bill with the original bill introduced and any amendments adopted to ascertain that it is correct. When a bill is reported correctly engrossed it shall be substituted on the file for the original bill.

Enrolling Bills

33. All Senate bills shall be enrolled immediately following their final passage and receipt from the Assembly. An enrolled copy of every such bill, amendment or resolution shall be printed and examined to ascertain that it is a true and accurate copy of the measure as it was passed. It shall then be authenticated by the signatures of the President or President pro Tempore of the Senate and the Secretary or an Assistant Secretary of the Senate and by the corresponding officers of the Assembly and transmitted without delay to the Governor.

DEBATE**Statement of Motion**

34. No motion shall be debated until the same be distinctly announced by the President; and it shall be reduced to writing if desired by the President or any Senator, and read by the Secretary, before the same shall be debated.

Regulations as to Speaking

35. 1. When a Senator desires to address the Senate, he shall rise in his place, address the President, and when recognized he shall proceed to speak through the public address system.
2. No Senator shall speak more than twice in any one debate on the same day, and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation) so long as any Senator who has not spoken desires to speak.
3. When two or more Senators arise at the same time to address the Senate, the presiding officer shall designate the Senator who is entitled to the floor.
4. No Senator shall be interrupted when speaking, and no question shall be asked him except through the presiding officer.
5. The author of a bill, motion, or resolution shall have the privilege of closing the debate.

Order in Debate

36. When a Senator shall be called to order he shall sit down until the President shall have determined whether he is in order or not; and every question of order shall be decided by the President, subject to an appeal to the Senate by any Senator. If a Senator be called to order for words spoken, the objectionable language shall immediately be taken down in writing by the Secretary of the Senate.

Right to Address the Senate

37. No person other than a Member of the Senate or the President thereof, shall address the Senate while it is in session but the Senate may resolve itself into a Committee of the Whole and while sitting as such committee may be addressed by persons other than members.

Questions and Motions**Amendments to Bills**

38. When amendments to a bill are reported by a committee or offered from the floor, such amendments shall be submitted in quadruplicate.

Adoption of amendments to any bill in the Senate prior to third reading, other than by roll call, shall not preclude subsequent consideration in committee or on the third reading of the bill, of such amendments or any part thereof, by the Senate.

Motion to Lay on the Table

39. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

Division of a Question

40. If a question in debate contains more than one distinct proposition, any Senator may have the same divided.

The Previous Question

41. The previous question shall be put in the following form: "Shall the question be now put?" It shall require a majority vote of the Senators present; and its effect shall be to put an end to all debate except that the author of the bill or the amendment shall have the right to close, and the question under discussion shall thereupon be immediately put to a vote.

Call of the Senate

42. Upon a motion being carried for a call of the Senate, the President shall immediately order the doors to be closed, and shall direct the Secretary to call the names of the absentees as disclosed by the last previous roll call. Thereupon, no members shall be permitted to leave the Senate Chamber except by written permission of the President pro Tempore or in his absence of the presiding officer. Those members who are found to be absent and for whom no excuse or insufficient excuses are made, may, by order of those present, be taken into custody, as they appear, or may be sent for and then taken into custody by the Sergeant-at-Arms whenever found, or by special messenger to be appointed for that purpose. In the absence of a quorum, a majority of the members present may order a roll call of the Senate and compel the attendance of absentees in the manner above provided.

A call of the Senate may be ordered after the roll has been called and prior to the announcement of the vote.

No recess can be taken during a call of the Senate. During a call, the Senate may consider and transact any matter or business that the Senators then present shall unanimously decide to consider, but no call of the Senate shall be had during a call of the Senate, except that during a call which was ordered for the purpose of procuring sufficient attendance for the conduct of business of the Senate in general and not for any other purpose, such call may be made to apply also to not more than one item of business by motion made and adopted by a majority vote of the members present after the roll has been called and prior to the announcement of the vote on such item of business. Under such circumstances, when the call of the Senate is dispensed with as to the item of business to which it is so applied it shall be deemed dispensed with as to the purpose for which it was originally made. When a call of the Senate is ordered, pending the announcement of the vote upon the completion of a roll call, the pending roll call shall become unfinished business, the consideration of which shall be continued until further

proceedings under the call of the Senate are dispensed with, when it will forthwith become the order of business before the Senate.

Reconsideration

43. On the day on which a vote has been taken on any question a motion to reconsider the vote may be made by any member.

The motion may be considered on the day made or on the succeeding legislative day but may not be further postponed without the concurrence of 27 members.

No vote on a Senate bill may be reconsidered on or after the last day fixed for the consideration of Senate bills prior to adjournment and no vote may be reconsidered on the last day of the session.

When reconsideration of the vote by which any bill was passed has been demanded the Secretary shall not transmit it to the Assembly until the demand has been disposed of or the time for reconsideration has expired, but if the bill has already been transmitted to the Assembly the demand for reconsideration shall be preceded by a motion to request the Assembly to return the bill. This motion shall be put to a vote immediately without debate and if not adopted shall preclude a demand for reconsideration.

A demand to reconsider the vote on any debatable question opens the main question to debate and the vote on the reconsideration shall be on the merits of such main question.

Voting by Senate

Rescinding

43.5. No action whereby a bill has been passed or defeated may be rescinded without the concurrence of 27 members.

Voting on Roll Call

44. Whenever a roll call is required by the Constitution or Rules, or is ordered by the Senate or demanded by three members, every member within the Senate shall without debate answer "Aye" or "No" when his name is called.

The names of members shall be called alphabetically.

No Senator shall be permitted to vote or change his vote after the announcement of the vote by the presiding officer.

Excused From Voting

45. When a Senator declines or fails to vote on call of his name he may, after completion of the roll call, and before the announcement of the vote be required to assign his reasons therefor, and having assigned them, the presiding officer shall submit the question to the Senate: "Shall the Senator, for the reasons assigned by him, be excused from voting?" which question shall be decided without debate. Unless the Senator is excused from voting he shall be required to vote.

Voting by Presiding Senator

46. When the President pro Tempore or any other Member of the Senate is presiding over the Senate he shall vote on roll call the same as though he were not presiding.

Vote Required

47. Unless otherwise required by the Constitution, the Joint Rules of the Senate and Assembly or by these Rules, any action which can be taken by the Senate requires only a majority vote of the Senate, a quorum being present.

The following actions require 30 votes:

1. To dispense with constitutional provision requiring 30 calendar day delay after introduction before a bill may be heard by any committee or acted upon by either house—(Constitution, Art. IV, Sec. 2).

The following actions require 27 votes:

2. To pass urgency measures—(Constitution, Art. IV, Sec. 1).
3. To suspend constitutional provisions requiring reading bills on three several days—(Constitution, Art. IV, Sec. 15).
4. To pass bills over the Governor's veto—(Constitution, Art. IV, Sec. 16).
5. To increase or diminish the number of superior court judges or to remove judges—(Constitution, Art. VI, Secs. 9, 10).
6. To propose constitutional amendments or revision of the Constitution—(Constitution, Art. XVIII, Secs. 1, 2).
7. To change rate of taxation for state purposes—(Constitution, Art. XIII, Secs. 14, 16).
8. To authorize deposit of public money in banks—(Constitution, Art. XI, Sec. 16½).
9. To remove a member of the Public Utilities Commission—(Constitution, Art. XII, Sec. 22).
10. To change rates or conditions under the State Employees' Retirement System—(Constitution, Art. IV, Sec. 22a).
11. To propose change in location of state capital—(Constitution, Art. XX, Sec. 1).
12. To reconsider the vote by which a concurrent resolution proposing a constitutional amendment is defeated.
13. To rescind the action whereby a bill has been passed or defeated.
14. To suspend the Rule against lobbying in the Senate Chamber.
15. To concur in Assembly amendments to or to adopt a report of a Committee on Conference concerning constitutional amendments or bills which require 27 votes for passage.
16. To concur in any Assembly amendments to, or any conference report affecting, any Senate bill which contains an item or items of appropriation subject to reduction or elimination under the provisions of Section 34A of Article IV of the Constitution.

The following actions require 21 votes:

17. To amend or suspend the Rules.
18. To pass bills, unless under some other Rule a larger vote is required—(Constitution, Art. IV, Sec. 15).
19. To adopt a concurrent resolution approving a county or city charter or amendment thereto—(Constitution, Art. XI, Secs. 7½ and 8).
20. To adopt joint and concurrent resolutions.
21. To reconsider bills, joint and concurrent resolutions.

22. To confirm appointments by the Governor or to reconsider the same.
23. To recall a bill from committee.
24. To concur in Assembly amendments to or to adopt a report of a Committee on Conference concerning concurrent or joint resolutions or bills which require 21 votes for passage.

Actions requiring 14 votes:

25. To reconsider a vote by which a concurrent resolution proposing a constitutional amendments was adopted.

Vote Required for Amendments

48. A constitutional amendment or bill requiring a vote of two-thirds of the members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

Contents of Senate Journal

Proceedings to Be Printed

49. The proceedings of the Senate, when not acting as a Committee of the Whole, shall be entered in the Journal as concisely as possible, care being taken to record a true and accurate account of the proceedings.

The Journal shall state the name of the Senator presenting each Assembly bill, concurrent or joint resolution or constitutional amendment to the Senate for final action.

Every vote of the Senate shall be recorded in the Journal. The committee vote on each bill reported back by a committee, and if a bill is signed out that fact shall also be recorded in the Journal.

Titles of Bills to Be Printed

50. The titles of all bills, joint and concurrent resolutions, and constitutional amendments when introduced and when acted upon by the Senate, and a brief statement of the contents of each petition, memorial or paper presented to the Senate shall be printed in the Journal.

Other Matters to Be Printed

51. Messages from the Governor (other than biennial messages and inaugural addresses) shall be printed in the Journal, unless otherwise ordered by the Senate.

Letters of transmittal presenting reports of interim committees and reports of such state departments and agencies as shall be made to the Senate pursuant to law or resolutions adopted by the Senate, shall be printed in the Journal, but the reports shall be printed in the Appendix to Journals unless otherwise directed by the Senate.

Duty of Secretary to Order Printing

52. It shall be the duty of the Secretary of the Senate and he is hereby directed during and between sessions of the Legislature to order for the Senate the necessary printing including stationery for the members, and to audit and approve all bills for printing to be charged to the Senate. The Secretary shall order from the State Printer such number of copies of bills, Journals, Histories, Files, forms, and other printing as shall be necessary.

It shall further be the duty of the Secretary to order bills and other legislative publications for which there is a demand printed before the supply of same shall become exhausted.

Printing Only on Written Orders; Rush Orders

53. The State Printer shall not charge any printing or other work to the Senate except as required by law unless he has a written order from the Secretary of the Senate prior to the beginning of the printing or other work. All printing ordered by the Secretary shall be delivered as directed by him. The secretary may, when necessity requires it, order from the State Printer such printing as he deems necessary to be printed in advance of the regular order of business, under specially prepared written order, to be known as a "Rush Order."

Form of Printing Amendments

54. When any bill of either house is amended it shall be immediately reprinted; new matter shall be printed in italics in the printed bill; and matter to be omitted shall be printed in type bearing a single horizontal line through the center and commonly known as "strikeout" type. When a bill is enrolled, all such italics and "strikeout" type shall be omitted and the bill shall be printed in the usual roman type.

The Senate Chamber**Admission Within Bar to Senate**

55. It shall be the duty of the Sergeant-at-Arms to prevent all persons except Senators, ex-Senators, Members of the Assembly, state officers, officers of the two houses, and such accredited newspaper representatives as have seats assigned to them from coming within the bar of the Senate unless upon the invitation of the President or a Senator. No visitor shall be allowed upon the floor while the Senate is in session.

Regulation for Legislative Representatives

56. No person engaged in presenting to the Senate or any of its committees any business, claim, or legislation, shall be permitted to engage in such business in the Senate Chamber or be permitted on the floor of the Senate at any time while the Senate is in session. Any person transgressing this rule shall be removed from the floor of the Senate and shall be debarred from the privilege of the floor during the remainder of the entire session. The President and the President pro Tempore are charged with the enforcement of this rule, and this rule cannot be suspended except by a two-thirds vote of the entire Senate.

This rule shall not apply to members of either house of the Legislature, officers of the State or other public agencies.

Legislative Representation Committee

57. In addition to any other committee provided for by these rules, there shall be a committee to be known as and called the Special Senate Committee on Legislative Representation, which is hereby declared to be a continuing body authorized to act both during and between sessions of the Legislature.

The committee shall have the rights, powers and duties prescribed in Section 9909 of the Government Code, specifically including but not limited to the authority to grant certificates of registration as legislative advocates, and all the rights and powers of legislative investigating committees as provided by the Joint Rules of the Senate and Assembly.

The committee shall study and analyze all facts relating to legislative representation and the regulation thereof, and shall report thereon to the Legislature at each general session and from time to time as the committee deems necessary, including in the reports its recommendations for appropriate legislation.

The committee shall consist of five Members of the Senate to be selected by majority vote of the Senate at each general session of the Legislature. No more than three members of the committee shall be from any one political party. The committee shall select its own chairman.

Any vacancy occurring between general sessions shall be filled by the Committee on Rules, and the Senators appointed shall hold over until their successors are regularly selected.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmister, Holmdahl, Johnson, McAtcer, McCarthy, Miller, Montgomery, Murly, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—57.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 12, 1959

MR. PRESIDENT: This is to advise you that the Senate Committee on Rules has completed the appointments of chairmen, vice chairmen and members on the standing committees of the Senate for the 1959 Regular Session.

BURNS, Chairman

Senate Standing Committees

Agriculture (13)

Byrne, Chairman	Johnson
Beard, Vice Chairman	Montgomery
Cobey	Murdy
Coombs	O'Sullivan
Donnelly	Rattigan
Erhart	Williams
Farr	

Business and Professions (9)

Johnson, Chairman	Short
McCarthy, Vice Chairman	Stiern
Gibson	Teale
Holmdahl	Thompson
Rattigan	

Education (11)

Donnelly, Chairman	Fisher
Rodda, Vice Chairman	Grunsky
Byrne	Miller
Coombs	Murdy
Dilworth	Shaw
Farr	

Elections (7)

Cobey, Chairman	Rodda
Rattigan, Vice Chairman	Shaw
Dilworth	Thompson
Hollister	

Finance (13)

McBride, Chairman	Donnelly
Brown, Vice Chairman	Gibson
Burns	McCarthy
Byrne	Miller
Collier	Murphy
Coombs	Williams
Dilworth	

Insurance and Financial Institutions (9)

Grunsky, Chairman	Collier
Christensen, Vice Chairman	McBride
Beard	Miller
Burns	Short
Byrne	

Fish and Game (11)

Erhart, Chairman	O'Sullivan
Slattery, Vice Chairman	Shaw
Arnold	Stiern
Berry	Williams
Brown	Vacancy
Murphy	

Governmental Efficiency (11)

Gibson, Chairman	Johnson
Burns, Vice Chairman	McBride
Berry	McCarthy
Brown	Regan
Collier	Teale
Dolwig	

Institutions (7)

Coombs, Chairman	Rodda
Shaw, Vice Chairman	Stiern
Hollister	Vacancy
Montgomery	

Judiciary (13)

Regan, Chairman	Fisher
Holmdahl, Vice Chairman	Grunsky
Arnold	McAteer
Beard	Rattigan
Cobey	Richards
Dolwig	Shaw
Farr	

Labor (7)

Montgomery, Chairman
Hollister, Vice Chairman
Byrne
Richards

Short
Teale
Williams

Local Government (9)

Teale, Chairman
McAteer, Vice Chairman
Arnold
Berry
Erhart

Montgomery
Rattigan
Regan
Rodda

Military and Veterans Affairs (9)

Farr, Chairman
Stiern, Vice Chairman
Brown
Christensen
Dolwig

Erhart
McAteer
Slattery
Vacancy

Natural Resources (11)

Berry, Chairman
Arnold, Vice Chairman
Christensen
Erhart
Farr
Hollister

McBride
McCarthy
Miller
Slattery
Vacancy

Public Health and Safety (7)

Thompson, Chairman
O'Sullivan, Vice Chairman
Beard
Johnson

Richards
Slattery
Stiern

Public Utilities (7)

Short, Chairman
Dolwig, Vice Chairman
Fisher
Holmdahl

O'Sullivan
Thompson
Vacancy

Revenue and Taxation (11)

Dilworth, Chairman
Miller, Vice Chairman
Arnold
Burns
Cobey
Collier

Gibson
Grunsky
Holmdahl
McBride
O'Sullivan

Transportation (13)

Collier, Chairman
Richards, Vice Chairman
Beard
Berry
Christensen
Dolwig
Donnelly

Gibson
Grunsky
Hollister
McAteer
McCarthy
Short

Water Resources (13)

Williams, Chairman	Johnson
Murphy, Vice Chairman	Montgomery
Christensen	Regan
Cobey	Richards
Dilworth	Teale
Donnelly	Thompson
Fisher	

Senators' Committee Memberships**Arnold (5)**

Natural Resources, Vice Chairman	Judiciary
Fish and Game	Local Government
	Revenue and Taxation

Beard (5)

Agriculture, Vice Chairman	Judiciary
Insurance and Financial Institutions	Public Health and Safety
	Transportation

Berry (5)

Natural Resources, Chairman	Local Government
Fish and Game	Transportation
Governmental Efficiency	

Brown (4)

Finance, Vice Chairman	Governmental Efficiency
Fish and Game	Military and Veterans Affairs

Burns (4)

Governmental Efficiency, Vice Chairman	Insurance and Financial Institutions
Finance	Revenue and Taxation

Byrne (5)

Agriculture, Chairman	Insurance and Financial Institutions
Education	
Finance	Labor

Christensen (5)

Insurance and Financial Institutions, Vice Chairman	Natural Resources
Military and Veterans Affairs	Transportation
	Water Resources

Cobey (5)

Elections, Chairman	Revenue and Taxation
Agriculture	Water Resources
Judiciary	

Collier (5)

Transportation, Chairman	Governmental Efficiency
Finance	Revenue and Taxation
Insurance and Financial Institutions	

Coombs (4)	
Institutions, Chairman	Education
Agriculture	Finance
Dilworth (5)	
Revenue and Taxation,	Elections
Chairman	Finance
Education	Water Resources
Dolwig (5)	
Public Utilities, Vice	Judiciary
Chairman	Military and Veterans Affairs
Governmental Efficiency	Transportation
Donnelly (5)	
Education, Chairman	Transportation
Agriculture	Water Resources
Finance	
Erhart (5)	
Fish and Game, Chairman	Military and Veterans Affairs
Agriculture	Natural Resources
Local Government	
Farr (5)	
Military and Veterans	Education
Affairs, Chairman	Judiciary
Agriculture	Natural Resources
Fisher (4)	
Education	Public Utilities
Judiciary	Water Resources
Gibson (5)	
Governmental Efficiency,	Finance
Chairman	Revenue and Taxation
Business and Professions	Transportation
Grunsky (5)	
Insurance and Financial	Judiciary
Institutions, Chairman	Revenue and Taxation
Education	Transportation
Hollister (5)	
Labor, Vice Chairman	Natural Resources
Elections	Transportation
Institutions	
Holmdahl (4)	
Judiciary, Vice Chairman	Public Utilities
Business and Professions	Revenue and Taxation

Johnson (5)	
Business and Professions, Chairman	Governmental Efficiency
Agriculture	Public Health and Safety
	Water Resources
McAteer (4)	
Local Government, Vice Chairman	Military and Veterans Affairs
Judiciary	Transportation
McBride (5)	
Finance, Chairman	Governmental Efficiency
Insurance and Financial Institutions	Natural Resources
	Revenue and Taxation
McCarthy (5)	
Business and Professions, Vice Chairman	Governmental Efficiency
Finance	Natural Resources
	Transportation
Miller (5)	
Revenue and Taxation, Vice Chairman	Insurance and Financial Institutions
Education	Natural Resources
Finance	
Montgomery (5)	
Labor, Chairman	Local Government
Agriculture	Water Resources
Institutions	
Murdy (5)	
Water Resources, Vice Chairman	Education
Agriculture	Finance
	Fish and Game
O'Sullivan (5)	
Public Health and Safety, Vice Chairman	Fish and Game
Agriculture	Public Utilities
	Revenue and Taxation
Rattigan (5)	
Elections, Vice Chairman	Judiciary
Agriculture	Local Government
Business and Professions	
Regan (4)	
Judiciary, Chairman	Local Government
Governmental Efficiency	Water Resources
Richards (5)	
Transportation, Vice Chairman	Labor
Judiciary	Public Health and Safety
	Water Resources

Rodda (4)

Education, Vice Chairman
Elections

Institutions
Local Government

Shaw (5)

Institutions, Vice Chairman
Education
Elections

Fish and Game
Judiciary

Short (5)

Public Utilities, Chairman
Business and Professions
Insurance and Financial
Institutions

Labor
Transportation

Slattery (4)

Fish and Game, Vice
Chairman
Military and Veterans Affairs

Natural Resources
Public Health and Safety

Stiern (5)

Military and Veterans
Affairs, Vice Chairman
Business and Professions

Fish and Game
Institutions
Public Health and Safety

Teale (5)

Local Government,
Chairman
Business and Professions

Governmental Efficiency
Labor
Water Resources

Thompson (5)

Public Health and Safety,
Chairman
Business and Professions

Elections
Public Utilities
Water Resources

Williams (5)

Water Resources, Chairman
Agriculture
Finance

Fish and Game
Labor

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, January 12, 1959

MR. PRESIDENT: This is to advise you that the Senate Committee on Rules has completed the weekly schedules of Senate standing committees, allocating days, time, and room numbers.

BURNS, Chairman

WEEKLY COMMITTEE SCHEDULES

MONDAY

<i>Time</i>	<i>Committee</i>	<i>Committee room No.</i>	<i>Rooms</i>
9.00 a.m.	Agriculture -----	1	4203
9.00 a.m.	Public Utilities -----	4	4040
1.00 p.m.	Revenue and Taxation -----	3	3191
1.00 p.m.	Labor -----	4	4040

TUESDAY

9.00 a.m.	Transportation -----	1	4203
9.00 a.m.	Elections -----	2	2040
1.00 p.m.	Business and Professions -----	3	3191
1.00 p.m.	Fish and Game -----	4	4040

WEDNESDAY

9.00 a.m.	Governmental Efficiency -----	1	4203
9.00 a.m.	Education -----	3	3191
1.00 p.m.	Local Government -----	4	4040
1.00 p.m.	Public Health -----	3	3191
On adjournment	Rules		

THURSDAY

9.00 a.m.	Finance -----	1	4203
9.00 a.m.	Judiciary -----	3	3191
1.00 p.m.	Insurance and Financial Institutions -----	4	4040
1.00 p.m.	Institutions -----	2	2040

FRIDAY

9.00 a.m.	Water Resources -----	3	3191
9.00 a.m.	Natural Resources -----	2	2040
1.00 p.m.	Military and Veterans Affairs -----	4	4040

COMMUNICATIONS

SENATE CHAMBER, SACRAMENTO, January 12, 1959

MR. PRESIDENT: I hereby tender by resignation from the Senate Committee on Legislative Representation.

STEPHEN P. TEALE

RESOLUTIONS

The following resolution was offered:

By Senator Burns:

Senate Resolution No. 22

Relative to the membership of the Special Senate Committee on Legislative Representation

Resolved by the Senate of the State of California, That Senator Hugo Fisher is hereby elected to membership on the Special Senate Committee on Legislative Representation, replacing Senator Stephen P. Teale, resigned.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy,

O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams. 36.
 Notes. None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 47: By Senator Hollister—An act to add Section 193.5 to the Streets and Highways Code, relating to funds for city streets and county roads.

Referred to Committee on Transportation.

Senate Bill No. 48: By Senator McBride—An act to amend Sections 26, 951, 953, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Referred to Committee on Elections.

Senate Bill No. 49: By Senator Christensen—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 7, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 7	Assembly Concurrent Resolution No. 13
Assembly Concurrent Resolution No. 8	Assembly Concurrent Resolution No. 14
Assembly Concurrent Resolution No. 9	Assembly Concurrent Resolution No. 15

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
 By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 7—Approving amendments to the charter of the County of Sacramento, State of California, ratified by the qualified electors of said county at a special election held therein on the third day of June, 1958.

Request for Unanimous Consent

Senator Rodda asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 7, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 7

Assembly Concurrent Resolution No. 7—Approving amendments to the charter of the County of Sacramento, State of California, ratified by the qualified electors of said county at a special election held therein on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy,

O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read :

Assembly Concurrent Resolution No. 8—Approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election and consolidated special elections held therein on the fourth day of November, 1958.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 8, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 8

Assembly Concurrent Resolution No. 8—Approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a general election and consolidated special elections held therein on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read :

Assembly Concurrent Resolution No. 9—Approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a direct primary election and consolidated special elections held therein on the third day of June, 1958.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 9 at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 9

Assembly Concurrent Resolution No. 9—Approving amendments to the charter of the City and County of San Francisco voted for and ratified by the electors of said City and County of San Francisco at a

direct primary election and consolidated special elections held therein on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilyworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 13—Approving certain amendments to the charter of the County of Los Angeles, State of California, submitted to, voted for, and ratified by, the electors of said county at the general election held in such county on the fourth day of November, 1958.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 13, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 13

Assembly Concurrent Resolution No. 13—Approving certain amendments to the charter of the County of Los Angeles, State of California, submitted to, voted for, and ratified by, the electors of said county at the general election held in such county on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilyworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 14—Approving certain amendments to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a municipal election held therein November 4, 1958.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 14, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 14

Assembly Concurrent Resolution No. 14—Approving certain amendments to the charter of the City of Long Beach, State of California, ratified by the qualified electors of said city at a municipal election held therein November 4, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 15—Relative to Dr. Ernest O. Lawrence.

Request for Unanimous Consent

Senator Holmdahl asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 15, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 15

Assembly Concurrent Resolution No. 15—Relative to Dr. Ernest O. Lawrence.

Resolution read, and unanimously adopted on a rising vote of the following Senators:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Resolution ordered transmitted to the Assembly.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

Senate Concurrent Resolution No. 1—Relative to approving six certain amendments to the charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on June 3, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 3.27 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Tuesday, January 13, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTH LEGISLATIVE DAY

SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, January 13, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, we pray for open minds to bring to the problems of a rapidly changing society. Grant that we may welcome such new light of knowledge as Thou dost reveal to us. Give us the courage to change our minds when that is needed. Help us to be tolerant of the ideas and convictions of others and hospitable to such new light as may come to us from them. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day: Senator Hollister, on motion of Senator Christensen, due to personal business.

Senator Miller, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Engelbert and children, Bruce and Cathy, of Lafayette, and Mrs. Helen Putnam, President, California School Boards Association, of Petaluma.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard C. Bartlett, of Downey.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ovid Holmes, of Shasta.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James R. Torney, of Redwood City.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Milton I. Griese, Vice Principal, Emery High School, Mrs. Blanche V. McIntosh, Executive Secretary of Schools, and the following students of Emery High School, of Emeryville: Eddie Broussard, Josephine Castillo, Barbara Day, Estella Mae Douglas, Susan Dunphy, James Gibson, Joan Hendricks, Margaret Mary Higuera, John Hoover, Doris Knotts, Marlene Carol Lorie, Geraldine Lucero, Alan Mack, Gerald Allen Miranda, Mary Mock, Charles Rice, Mary Lee Sams, Willie Scott, David Smith, Spencer Taw, Helen Martinez.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF EDUCATION
SACRAMENTO, January 8, 1959

Hon. Hugh M. Burns
President pro Tempore
Senate Chamber, State Capitol
Sacramento, California

DEAR SENATOR BURNS: We have the pleasure of transmitting to you, and through you to the members of the Senate, a report on the financial support of our California Public School System.

This report is made pursuant to Section 46 of Chapter 1973, Statutes 1957, which requested the State Department of Education to report at the beginning of the 1959 Regular Session "concerning the operation, effect, administration, adequacy, and needed revision of laws relating to the subject of the support of the Public School System, including in the report its recommendations for appropriate legislation."

Should you and your colleagues in the Senate have any questions concerning this report, we shall be most happy to discuss them with you.

Sincerely,

ROY E. SIMPSON
State Superintendent of Public Instruction

Enc.

Letter of transmittal ordered printed in the Journal and the report filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 18

Assembly Concurrent Resolution No. 20

Assembly Concurrent Resolution No. 19

Assembly Concurrent Resolution No. 21

ARTHUR A. O'NIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 18—Approving a charter amendment to the charter of the City of Inglewood, a municipal corporation in the County of Los Angeles, State of California, ratified by

the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 18, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 18

Assembly Concurrent Resolution No. 18—Approving a charter amendment to the charter of the City of Inglewood, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 19—Approving a charter amendment to the charter of the City of Richmond, a municipal corporation in the County of Contra Costa, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the third day of June, 1958.

Resolution ordered placed on third reading file.

Assembly Concurrent Resolution No. 20—Approving certain amendments to the charter of the City of Stockton, a municipal corporation in the County of San Joaquin, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held thereon on the fourth day of November, 1958.

Request for Unanimous Consent

Senator Short asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 20, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 20

Assembly Concurrent Resolution No. 20—Approving certain amendments to the charter of the City of Stockton, a municipal corporation in the County of San Joaquin, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held thereon on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.
 NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 21—Approving charter amendments to the charter of the City of Sacramento, a municipal corporation in the County of Sacramento, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958.

Request for Unanimous Consent

Senator Rodda asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 21, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 21

Assembly Concurrent Resolution No. 21—Approving charter amendments to the charter of the City of Sacramento, a municipal corporation in the County of Sacramento, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
 NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 1

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 13, 1959

MR. PRESIDENT: This is to advise you that the Senate Committee on Rules has appointed members to serve on interim committees to fill existing vacancies, as follows:

Joint Committee on the Public Education System—Senator Fred S. Farr.

Senate Interim Committee on Small Boat Harbors—Senator Carl L. Christensen, Senator Hugo Fisher, and Senator Fred S. Farr.

BURNS, Chairman

RESOLUTIONS

The following resolution was offered:

By Committee on Rules:

Senate Resolution No. 23

Resolved, That the Secretary of the Senate be and he is hereby directed to order from the State Printer sufficient copies of the State Blue Book to supply each hold-over Senator who shall require the same, and the Secretary of the Senate, with five copies each, and all of the newly elected members who have not received Blue Books with 10 copies each.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—34.

NOES—None.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 7: By Senator Murdy—Relative to approving a certain amendment to the charter of the City of Newport Beach, a municipal corporation in the County of Orange, State of California, voted for and ratified by the qualified electors of said city at a special election held therein on November 4, 1958.

Request for Unanimous Consent

Senator Murdy asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 7, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 7

Senate Concurrent Resolution No. 7—Relative to approving a certain amendment to the charter of the City of Newport Beach, a municipal corporation in the County of Orange, State of California, voted for and ratified by the qualified electors of said city at a special election held therein on November 4, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 50: By Senator Farr—An act to add Section 18c to the Penal Code, relating to the death penalty.

Referred to Committee on Judiciary.

Senate Bill No. 51: By Senator Brown—An act to amend Section 221 of the Fish and Game Code, relating to powers of the Fish and Game Commission.

Referred to Committee on Fish and Game.

Senate Bill No. 52: By Senators Christensen, Collier, Slattery, Arnold, and Grunsky—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Referred to Committee on Natural Resources.

Senate Bill No. 53: By Senators McCarthy and McAteer—An act to amend Section 525.1 of the Vehicle Code and Section 21654 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving in the right hand lane.

Referred to Committee on Transportation.

Senate Bill No. 54: By Senator Gibson—An act to amend Section 205 of the Revenue and Taxation Code, relating to the veterans' tax exemption.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 55: By Senator Gibson—An act to add Sections 253.1 and 253.2 to the Revenue and Taxation Code, relating to the veterans' tax exemption.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 56: By Senator Murdy—An act to amend Sections 200 and 201 of the Fish and Game Code, relating to commercial fishing.

Referred to Committee on Fish and Game.

Senate Bill No. 57: By Senator Richards—An act to amend Section 12077 of the Penal Code, relating to records of pistol or revolver sales.

Referred to Committee on Judiciary.

Senate Bill No. 58: By Senator Richards—An act to amend Section 1418 of the Penal Code, relating to the disposal of documentary exhibits.

Referred to Committee on Judiciary.

Senate Bill No. 59: By Senator Richards—An act to add Section 1952.2 to the Code of Civil Procedure, relating to disposition of exhibits.

Referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 1—Relative to the continuation of the Joint Legislative Committee for School Visitations.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 3—Relative to the continuance of the Joint Committee on Assessment Practices.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF SPECIAL ORDER

The hour of 10.30 a.m. having arrived, Senate Bill No. 2 was taken up.

MOTION FOR COMMITTEE OF THE WHOLE

Senator Dilworth moved that the Senate resolve itself into a Committee of the Whole for the purpose of considering Senate Bill No. 2.

Motion carried.

IN COMMITTEE OF THE WHOLE

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

On motion of Senator Dilworth, the committee did arise and report back to the Senate.

IN SENATE

Hon. Glenn M. Anderson, President of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

REPORT OF THE COMMITTEE OF THE WHOLE

Committee of the Whole

SENATE CHAMBER, SACRAMENTO, January 13, 1959

MR. PRESIDENT: The Committee of the Whole, to which was referred:

Senate Bill No. 2

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BURNS, Chairman

FURTHER CONSIDERATION OF SPECIAL ORDER CONCERNING SENATE BILL NO. 2

Request for Unanimous Consent

Senator Dilworth asked for, and was granted, unanimous consent to have Senate Bill No. 2 read the second time and placed upon the third reading file.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 2 An act to recodify the Education Code, by repealing and re-enacting said code, relating to the establishment, maintenance, government and operation of schools, libraries and institutions of learning, arts and sciences.

Bill read second time, ordered engrossed, and to third reading.

REQUEST FOR UNANIMOUS CONSENT

Senator Regan asked for, and was granted, unanimous consent to have the following opinion of the Legislative Counsel regarding "Trespass for Purposes of Fishing," printed in the Journal:

Legislative Counsel Opinion

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, January 11, 1959

Hon. Edwin J. Regan
Senate Chamber

Trespass for Purposes of Fishing—No. 5484

DEAR SENATOR REGAN: You have asked for a discussion of civil and criminal liability for entering the land of another, without his permission, for the purpose of fishing.

A. Civil Liability

No special civil liability is imposed on persons trespassing for the purpose of fishing. The general rule is that a person who is on the land of another without the latter's consent and against the latter's will is a trespasser, and the owner has a cause of action (*MacLeod v. Fox West Coast Theatres*, 10 Cal. 2d 383). Often, of course, the owner would not be able to show substantial damages, and punitive damages could be recovered only on a showing of malice (24 Cal. Jur. 695).

B. Criminal Liability

There appears to be no law which would make entry on land for the purpose of fishing, without additional factors, a crime. It would be a crime under subdivision (n) of Section 602 of the Penal Code to enter land under cultivation, or enclosed or posted land and not to leave when requested to do so. The entry by itself does not violate this subdivision. Under Section 2094 of the Fish and Game Code, it is a crime, while taking fish, to leave gates or bars open (see also subdivision (h), Section 602, Pen. C., making wilful commission of the same acts criminal).

Subdivision (k) of Section 602 of the Penal Code provides that the following acts constitute criminal trespass:

"Entering any lands under cultivation or enclosed by fence, belonging to, or occupied by, another, or entering upon uncultivated or unenclosed lands where signs forbidding trespass are displayed at intervals not less than three to the mile along all exterior boundaries and at all roads and trails entering such lands, for the purpose of hunting shooting, killing, or destroying any *animal, or bird* on such lands without having first obtained written permission from the owner of such lands, or his agent, or the person in lawful possession thereof; . . ." (Emphasis added)

Although the matter is not entirely clear, we doubt that this subdivision applies to entry for the purpose of fishing. In Section 599b of Penal Code, found among the provisions relating to cruelty to animals and in the same title as Section 602, the trespass statute, "animal" is defined as including "every dumb creature." From this and the other definitions in this section and from the context in which the section was added (Ch. 519, Stats. 1905), it appears that this definition of "animal" was added with the cruelty to animals provisions in mind. We note, on the other hand, that when, in 1931, the predecessor to subdivision (k) was amended to read substantially in its present form (Ch. 693, Stats. 1931), the words "catch" and "fish" originally were included in the bill but were deleted prior to passage (S. B. 454). The courts have not, to our knowledge, passed upon the applicability of subdivision (k) to entry for fishing. In view of the form and history of this provision, it seems doubtful that this provision would be held applicable to such entry.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By TERRY L. BAUM, Deputy Legislative Counsel

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 60: By Senator Richards—An act to add Section 1952.1 to the Code of Civil Procedure, relating to destruction of exhibits and depositions.

Referred to Committee on Judiciary.

Senate Bill No. 61: By Senator Richards—An act to amend Section 1013a of the Code of Civil Procedure, relating to proof of service by mail.

Referred to Committee on Judiciary.

Senate Bill No. 62: By Senator Richards—An act to amend Section 581d of the Code of Civil Procedure, relating to the dismissal of an action.

Referred to Committee on Judiciary.

Senate Bill No. 63: By Senator Richards—An act to amend Section 600.5 of the Vehicle Code, relating to disposal of dirt and rocks upon public and private highways.

Referred to Committee on Transportation.

Senate Bill No. 64: By Senator Richards—An act to amend Section 374b of the Penal Code, relating to the disposal of rocks and dirt on public and private property.

Referred to Committee on Transportation.

Senate Bill No. 65: By Senators Thompson and Erhart—An act to amend Sections 468, 468.2, 511, 511.1, 511.2, and 511.3 of, and to add Sections 510.5, 511.6 and 511.9 to, the Vehicle Code, and to amend Sections 21357, 21358, 21359, 22352, 22354, 22355, 22357, 22358 and 22360 of, to amend the heading of Article 1 (commencing at Section 22350) of Chapter 7 of Division 11 of, repeal Sections 22353 and 22356 of, and to add Sections 627, 22349 and 22353 to, the Vehicle Code, as proposed by Assembly Bill No. 5, relating to speed of vehicles and signs in connection therewith.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 8: By Senator Regan—Relative to the continuance of the Joint Judiciary Committee on Administration of Justice.

Referred to Committee on Rules.

**CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF ASSEMBLY BILLS (RESUMED)**

Assembly Concurrent Resolution No. 2—Relative to the continuance of the Joint Interim Committee on the Public Education System.

Resolution read, and presented by Senator Dilworth.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 11.05 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Wednesday, January 14, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTH LEGISLATIVE DAY

EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, January 14, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

God of the strong, God of the weak, God of all lands and our own land: We pray for Thy guidance as we seek to establish justice among ourselves and preserve peace among the nations. Help the leaders of governments, our own and others, to say and do the things that make for peace. May our citizens conduct themselves in ways which honor freedom, that we may all contribute to the building of the temple of peace and goodwill. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Teale, on motion of Senator Farr, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Foran of Los Angeles.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Berwyn H. Lee of San Jose.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Al. O'Brien of La Mesa.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Bowman of El Centro and Mr. Walter Dearlove of Calexico.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lorna Barber, Leader of A-O-Wa-Ki-Ya Camp Fire Group, Bill Barber, Sponsor, and the following Camp Fire Girls from Stanley School, Lafayette: Bette Harden, Assistant Leader, Marsha Barber, Trudy Harden, Jeanne Schmidt, Sheryl Donaldson, Jo Anne Jacobsen, Lynn Ringel, Leslie Cook, Leslie Mayland, Sharon Osgood, Marilyn Davis, Diane Koses, Diane Burror, Kris Sivilsend, and Linda Rockwell; also Billy Barber and Mike Harden.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Laura Kroninger, Leader of Tawanka Camp Fire Group, and the following Camp Fire Girls from Fairview School, Lafayette: Cathy Allen, Assistant Leader, Marge Dotson, Assistant Leader, Wanda Barber, Judy Batinovich, Joye Dale, Sharon Dotson, Vickie Halbert, Susan Kroninger, Karen Martens, Marilyn Millett, Margie Raynes, Cathy Short, Margaret Southworth, Kitty Terry, and Kathy Trunell.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 8, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to office which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

EMMET DALY, a resident of San Francisco; graduate of the Santa Clara University and Georgetown University Law School in Washington, D. C.; served in the Navy in World War II, and practiced law in San Francisco before becoming an assistant district attorney in that city in 1948. He has served as Assistant Attorney General in charge of crime prevention;

Member, Youth Authority Board, vice O. H. Close, retired, for the term prescribed by law, ending March 15, 1959.

THOMAS L. PITTS, a resident of Los Angeles; has been a labor official since 1937; is President of the California State Federation of Labor, and has been a member of the Board of Directors, State Compensation Insurance Fund, Department of Industrial Relations, since February, 1952;

Member, State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1961.

FRANK J. MACKIN, a resident of Los Angeles; was graduated from the University of San Francisco in 1928, and admitted to the State Bar the same year. He has served as chief deputy attorney general since August, 1958; has been in private law practice in San Francisco from 1929 to 1935, also in private law practice in Los Angeles from 1935 to 1950;

Savings and Loan Commissioner, vice Milton O. Shaw, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

JOHN G. SOBIESKI, a resident of San Marino; was graduated from Stanford University in 1928 and received his JD degree at Stanford University Law School in 1930; was admitted to the State Bar the same year; was with the Los Angeles law firm of McAdoo and Neblett from 1930 to 1936; directed his own law firm in Los Angeles since 1945, specializing in corporation and securities law. He served as a U. S. Navy lieutenant commander in air combat intelligence from 1942 to 1945;

Commissioner of Corporations, vice Waite Stephenson, resigned, for the term at the pleasure of the Governor.

HARVEY O. BANKS, a resident of Sacramento; Director of Water Resources since July 5, 1956; was graduated magna cum laude from Syracuse University in 1930 as a bachelor of science in civil engineering. He took his degree as a master of science in civil engineering at Stanford. He is a member of the American Society of Civil Engineers; and chairman of the Committee on Ground Water of the Irrigation and Drainage Division and the Committee on Spillway Design Floods of the Hydraulic Division, American Society of Civil Engineers;

Director of Water Resources, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

JOHN F. HENNING, a resident of San Francisco; research director of the California State Federation of Labor; is a present member of the San Francisco City and County Commission on Equal Employment Opportunity; member of the Citizens Advisory Commission on Public Education of the Joint Legislative Interim Committee on the Public Education System;

Director of Industrial Relations, Department of Industrial Relations, vice Edward P. Park, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

DEWITT NELSON, a resident of Sacramento; Director of Natural Resources since September 8, 1953; was graduated from the Iowa State College with a B.S. degree in forestry, and has spent his entire career in public service in the field of natural resources. From 1925 to 1944 he served with the U. S. Forest Service in the California region and was, for various periods, supervisor of four different national forests in the State. In 1944, he became Deputy Director of the State Department of Natural Resources, and, in 1945, State Forester.

Director of Natural Resources, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

RICHARD A. MCGEE, a resident of Sacramento; Director of Corrections since 1944; was the organizer and first editor of the national correctional magazine, *The Prison World* (now *The American Journal of Correction*); Chairman of the committee which prepared the new *Manual of Correctional Standards* of the American Correctional Association, published in 1954; also chairman of the committee which prepared the statement on *Prison Riots and Disturbances*, published by the American Correctional Association in May, 1953; member of the State Purchases Standards Committee since September, 1955;

Director of Corrections, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

JOHN CARR, a resident of Long Beach; department store executive; has been associated with Buffum's Department Stores in Long Beach and Santa Ana for the past 23 years, serving as vice president and general manager of the firm since 1943; prior to his association with Buffum's Carr was a coffee importer with Otis McAllister, Inc., in San Francisco; was graduated from Stanford University and served as a Navy pilot in World War I as an ensign;

Director of Employment, vice Harry W. Stewart, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

HAROLD G. ROBINSON, a resident of San Francisco; presently is Deputy Director of the State Department of Justice in charge of law enforcement; was graduated from Northeastern University in Boston as an accounting major in 1928; he joined the FBI in 1934, serving until 1941. He was chief investigator for the United States Senate Committee investigating the National Defense Program (the Truman Committee) from 1941 to 1945. He came to California in 1947 and became a special investigator for the State Commission on Organized Crime and in 1948 was named chief investigator;

Director of California Disaster Office, vice Stanley Pierson, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

S. G. GOODMAN, a native of Missouri; came to California in 1923 and has lived in Glendale for the last 32 years; is active in a host of civic and labor organizations in the Los Angeles area. He has been the financial secretary of Lodge 311 of the International Association of Machinists for the last 12 years and is a member of the executive council of the AFL Voters League in Los Angeles; also secretary-treasurer of the Los Angeles Machinery Building Corporation and founder of the California Machinists Insurance Trust Fund. He is also on the executive board of Family Service and an official of International Guiding Eyes, Inc;

Deputy Director of Employment, vice W. A. Hicks, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

EVERETT C. MCKEAGE, a resident of San Anselmo; has been chief counsel of the California Public Utilities Commission since 1941, and is a former superior court judge in San Francisco. He is a native of Kentucky, but has spent his entire professional career in California. In addition to his service with the Public Utilities

Commission, he has been executive officer of the California Commission for the Golden Gate International Exposition, attorney for the California State Superintendent of Banks, chief hearing commissioner of the Office of Price Administration for the Pacific Coast and a superior court judge in San Francisco from 1939 to 1942;

Member, State Public Utilities Commission, vice Ray Edward Untereiner, term expired, for the term prescribed by law, ending January 1, 1965.

THOMAS W. MARTIN, a resident of Sacramento; a native of Nevada, is a 1936 graduate of the University of California. He received his law degree from Boalt Hall at the University of California in 1939. Following a year and a half as law clerk to U. S. Circuit Judge William Denny and a year in the U. S. Attorney's office in San Francisco, joined the Lands Division of the U. S. Department of Justice in 1942. He entered private practice in Oroville in 1948, then joined the staff of the U. S. Attorney in Sacramento in 1951. After a year, he became chief assistant attorney general under Brown, a post he held until 1956. Since the latter date he has been in private practice in Sacramento in the firm of Landis, Brody & Martin;

Director of Alcoholic Beverage Control, vice Russell S. Munro, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

Sincerely,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 1

Senate Concurrent Resolution No. 4

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, January 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 26

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 26—Approving certain amendments to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at an election held therein on November 4, 1958.

Request for Unanimous Consent

Senator Stjern asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 26 at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 26

Assembly Concurrent Resolution No. 26—Approving certain amendments to the charter of the City of Bakersfield, County of Kern, State of California, voted for and ratified by the electors of said City of Bakersfield at an election held therein on November 4, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gruinsky, Holmdahl, Johnson, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2

And reports the same correctly engrossed.

BURNS, Chairman

RESOLUTIONS

The following resolution was offered:

By Senator Short:

Senate Resolution No. 24

Relative to augmenting the funds of the Senate Interim Committee on the Treatment of Mental Illness

Resolved by the Senate of the State of California, That in addition to any money heretofore made available, the sum of twenty thousand dollars (\$20,000), or so much thereof as may be necessary, is hereby made available from the Contingent Fund of the Senate for the expenses of the Senate Interim Committee on the Treatment of Mental Illness (created by Senate Resolution No. 160, 1957 Regular Session) and its members and for any charges, expenses, or claims it may incur under said resolution to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, January 5, 1959; Tuesday, January 6, 1959; Wednesday, January 7, 1959; and Thursday, January 8, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 9: By Senator Williams—Relative to the continuance of the Joint Committee on Water Problems.

Request for Unanimous Consent

Senator Williams asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 9, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 9

Senate Concurrent Resolution No. 9—Relative to the continuance of the Joint Committee on Water Problems.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES: Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES:—None.

Resolution ordered transmitted to the Assembly.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

Senate Bill No. 2: By Senator Dilworth—An act to recodify the Education Code, by repealing and re-enacting said code, relating to the establishment, maintenance, government and operation of schools, libraries and institutions of learning, arts and sciences.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES: Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES:—None.

Bill ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 66: By Senator Byrne—An act to amend Sections 9, 10, and 19b of Chapter 158 of the Statutes of 1885, relating to drainage districts.

Referred to Committee on Water Resources.

Senate Bill No. 67: By Senator Grunsky—An act to amend Section 823 of the Agricultural Code, relating to apple containers.

Referred to Committee on Agriculture.

Senate Bill No. 68: By Senator Farr—An act to add Section 830 to the Streets and Highways Code, relating to the regulation of outdoor advertising adjacent to interstate highways.

Referred to Committee on Transportation.

Senate Bill No. 69: By Senator Hollister—An act to add Section 1267 to the Code of Civil Procedure relating to the appointment of arbitration boards in condemnation actions.

Referred to Committee on Judiciary.

Senate Bill No. 70: By Senator Hollister—An act to add Section 1246.3 to the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 71: By Senator Cobey—An act to add Section 183 to the Civil Code, relating to recovery for loss of consortium.

Referred to Committee on Judiciary.

Senate Bill No. 72: By Senator Murdy—An act to amend Section 73731 of the Government Code, relating to municipal courts.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 73: By Senator Dolwig—An act to add Article 6 (commencing at Section 32500) to Chapter 2, Part 8 of Division 12 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Senate Bill No. 74: By Senators Dolwig and Holmdahl—An act to add Article 5 (commencing at Section 30770) to Chapter 2 of Division 17 of the Streets and Highways Code, relating to reconstruction of the San Mateo-Hayward Bridge.

Referred to Committee on Transportation.

Senate Bill No. 75: By Senators McCarthy and Farr—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Referred to Committee on Business and Professions.

Senate Bill No. 76: By Senators Shaw and Dilworth—An act to add Chapter 6 (commencing at Section 1600) to Division 2 of the Fish and Game Code, relating to the Prado Dam Recreational Area and providing for its acquisition and management.

Referred to Committee on Fish and Game.

Senate Bill No. 77: By Senators Christensen and Collier—An act to add Section 701.5 to the Vehicle Code, relating to trailers.

Referred to Committee on Transportation.

Senate Bill No. 78: By Senator Coombs—An act to amend Section 2924b of the Civil Code, relating to the use of certified mail for notices of default and sale under deeds of trust or mortgages.

Referred to Committee on Judiciary.

Senate Bill No. 79: By Senator Coombs—An act to add Section 17 to the Civil Code, to add Section 11 to the Code of Civil Procedure, to amend Section 8 of the Corporations Code, to amend Section 13 of the Education Code, to amend Section 8 of the Financial Code, to amend Section 8 of the Labor Code, to add Section 5 to the Probate Code, to amend Section 8 of the Public Utilities Code, and to amend Section 10 of the Vehicle Code, relating to the use of certified mail.

Referred to Committee on Judiciary.

Senate Bill No. 80: By Senator Grunsky—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 81: By Senator Short—An act to amend Section 2653 of the Unemployment Insurance Code, relating to unemployment compensation disability benefits.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 82: By Senator Short—An act to add Section 2657 to the Unemployment Insurance Code, relating to unemployment compensation disability benefits.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 83: By Senators O'Sullivan and Slattery—An act to repeal Section 12 of Chapter 1971 of the Statutes of 1957 and to amend Section 325 of the Fish and Game Code, relating to deer.

Referred to Committee on Fish and Game.

Senate Bill No. 84: By Senator Montgomery—An act to amend Section 731a of the Code of Civil Procedure, relating to industrial nuisances.

Referred to Committee on Judiciary.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Brown:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 12.

Resolution read, and referred to Committee on Rules.

AMENDMENTS TO SENATE RESOLUTION No. 15

Senator Collier submitted the following amendments to Senate Resolution No. 15 which has been referred to the Committee on Rules:

Amendments to Senate Resolution No. 15

As printed on pages 63 and 64 of the Senate Journal for January 6, 1959.

Amendment No. 1

Strike out the first "Whereas" clause, and insert

"WHEREAS, It has been suggested that the site of the proposed Oroville Dam is in a critical geological area; and".

Amendment No. 2

Between the first and second "Resolved" clauses insert

Resolved, That the Department of Water Resources be requested to secure from the United States Bureau of Reclamation and the Corps of Engineers any available studies of geological conditions in the area of the site of the proposed Oroville Dam and to consider such studies in its survey under this resolution and to make such studies available to the Legislature; and be it further".

Amendments read, and referred to Committee on Rules.

ADJOURNMENT

At 10.28 a.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 10 a.m., Thursday, January 15, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTH LEGISLATIVE DAY

NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, January 15, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams---39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we thank Thee today for the communities from which we come. We pray Thy blessing upon the things that endear us to the places in which we live: our homes, the schools, the business and industry upon which we depend, professional people who minister to our needs, kindly neighbors and friends, and Thy church which evermore seeks to lead us to Thee, through Him who is the way, the truth and the life. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ray E. Brackett of San Francisco, and Mr. Mathew Gaffney, son of Assemblyman Edward Gaffney, Mr. George Haliburton, Mr. Donald Jones, Miss Gayle Bernstein, instructors at the Pelton Junior High School, San Francisco, and the following students: Ray Balberan, Robert Beaird, Walter Bell, James Braden, James Brown, Henry Burfict, Charles Busutil, Joseph Butler, Joseph Cavallaro, Michael Charlos, Calvin Coates, Clarence Coleman, Jerry Collins, James Cook, John Crossley, Miguel Cruz, William Dickerson, Howard Elliott, J. B. Fuller, Robert Gray, Michael Helm, Charles Hopkins, Mike Houston, Raemon

Ingram, Sylvester Irving, Allan Johnson, James Kempers, Elisha King, Roy Martin, Walter McDaniel, Percy Mims, Chris Misuraca, James Munson, Donald Muscat, Daniel Nava, George Newton, Gerald Noble, Ozzie Norris, Andrew Peace, Lenwood Price, James Pryor, William Randolph, Cory Reeves, Clinton Robinson, LeRoy Robinson, Leon Salm, John Schembre, Ronald Scott, John Seaton, Clifford Simmons, Luther Smith, Robert Smith, Darryl Stwoe, Robert Taylor, Jimmie Terry, Robert Thompson, Donnell Tucker, Stephen Ward, George Washington, Robert Weekly, Thomas Wenger, Robert Williams, Walter Williams, Warner Wilson, Edwin Wohler, Hamilton Wong, Bobby Wysinger, Barbara Alexander, Shirley Angel, Patricia Armstrong, Margaret Brown, Carolyn Collins, Darlene Cook, Stephanie Cook, Lela Crews, Lorraine De Cort, Patricia De Hart, Mildred Earby, Patricia Ellison, Dorothy Freeman, Gayle Frenna, Regina Gauvin, Elizabeth George, Valerie Gilliam, Rose Griffith, Virginia Guerrero, Katie Guillory, Florine Halley, Joyce Harper, Phyllis Harris, Gloria Harvey, DeLois Hawkins, Shirley Hawkins, Delores Hodges, Evelyn Hodges, Claudetta Ingram, Rosemary Ishii, Maggie Jackson, Jenkins, Loretta Johnson, Patricia Jones, Lily Kalehua, Joanne Kious, Johnnie Lee Knox, Josephine Lee, Sandra McCarthy, Janice McGee, Joyce McGill, Patricia Miles, Estella Moral, Lorrietta Nelson, Carolyn Passig, Delores Periera, Shirley Perry, Verna Mae Pete, Joyce Pickens, Marie Prado, Marilyn Puccinelli, Carolyn Ragowsky, Frances Rainey, Geneva Randall, Diane Ricard, Patricia Roberts, Margaret Robinson, Pearlle Rochelle, Arlene Saiki, Linda Salm, Betty Jean Scurr, Geraldine Stevens, Patsy Swoopes, Patricia Trotman, Montez Tuia, Ann Turner, Tommie Vance, Barbara Washington, Ruthie Wesley, Delores Williams, Elizabeth Williams, Gloria Williams, Hazel Williams, Ruth Wise, Gloria Wright, and Barbara Wood.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. H. J. McKibben and son John of Whittier.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Walter Kimble and son, Lanny, of San Diego, and Mr. and Mrs. Lloyd Stover of East Liverpool, Ohio.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge James E. Cunningham, Sr., of San Bernardino, and Mrs. Stanford Shaw, wife of Senator Shaw.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edward A. Goggin of Oakland.

MOTION TO EXCUSE SENATORS McCARTHY AND DILWORTH

At 10.15 a.m., Senator McCarthy moved that Senator Dilworth and Senator McCarthy be excused to attend a meeting of the Allocations Board.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 22

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 22—Relative to the probation of the University of Southern California by the National Collegiate Athletic Association.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 19—Relative to approving a charter amendment to the charter of the City of Richmond, a municipal corporation in the County of Contra Costa, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the third day of June, 1958.

Resolution read, and presented by Senator Miller.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 17

Senator Burns moved that Senate Bill No. 17 be withdrawn from Committee on Labor, and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 15, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed Senator Nathan F. Coombs to fill the existing vacancy on the Standing Committee on Public Utilities.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 15, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed members to serve on interim committees to fill existing vacancies, as follows:

Joint Committee on Highway Problems (S.C.R. 134)—Senator Carl L. Christensen, Senator Stanford C. Shaw.

Senate Interim Committee on Proposed Water Projects (S.R. 180)—Senator John A. Murdy, Jr.

Joint Legislative Committee on School Visitations (S.C.R. 20)—Senator Albert S. Rodda.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 5

Senate Concurrent Resolution No. 6

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 7

And reports the same correctly engrossed.

BURNS, Chairman

RESOLUTIONS

The following resolutions were offered:

By Senator Teale:

Senate Resolution No. 26

Relative to the passing of the hereditary chief of the

Mi-Wuk Indian Tribe, William Fuller

WHEREAS, June 14, 1958, marked the passing of one of California's most outstanding and best known Indians and authorities on Indian affairs, hereditary Chief William Fuller of the Mi-Wuk Indian Tribe; and

WHEREAS, One of the most widely known members of his race in California, Chief Fuller was born at Burst Rock at what was known as Hanguiwe Village on April 17, 1873; and

WHEREAS, Chief Fuller was the son of Alfred Fuller, a pioneer from Ohio, who crossed the western plains by covered wagon to mine in Butte County, California, in the 1850s, and Jenita, surviving daughter of the Mi-Wuk Chief; and

WHEREAS, At the age of 15, in 1888, William acceded to the title as head of the tribe; and

WHEREAS, Early he showed a marked interest in the welfare of the members of his tribe, and after a number of years of effort, the Cherokee Indian Rancheria near Tuolumne was established through federal assistance in 1907, and there Chief Fuller lived for the last 51 years and served as chairman of the Rancheria; and

WHEREAS, Active in all affairs concerning members of his own tribe as well as California Indians in general, he was chairman of the California Indian Federation, served as a delegate to the Mission Indian Conference, and on several occasions had appeared before Congressional Committees on Indian Affairs in Washington, in San Francisco, and other places; and

WHEREAS, His efforts came to the attention of researchers of an American Indian study being conducted by Columbia University, and through his efforts, recordings of the Mi-Wuk language, now almost a lost tongue, were preserved for future study; and

WHEREAS, He was widely recognized for his long-range weather forecasts, frequently predicting weather conditions throughout a coming winter or spring season which proved uncannily accurate, resulting from his observations of animal and tree life; and

WHEREAS, During his lifetime, he expended practically all of his inheritance and his own considerable fortune in attempting to assist his own tribe and other California Indians through legislation and other efforts; and

WHEREAS, In 1937, he proclaimed the revocation of the grant of California to the British Crown by Sir Francis Drake, which the famed English seadog had obtained, according to historic research, from the Chief of the Mi-Wuks in 1579; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this House hereby express their sincere grief at the passing of this most distinguished native son, this extraordinary leader of his people, and this very renowned, popular, and beloved Indian, Chief William Fuller of the Mi-Wuk Indian Tribe; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the people of the Cherokee Indian Rancheria, Tuolumne, Tuolumne County, California.

Resolution read, and unanimously adopted, on motion of Senator Teale.

By Senator Erhart:

**Senate Resolution No. 25
Relative to National Printing Week**

WHEREAS, The week of January 11 to 17 is being observed nationally as Printing Week, honoring the birth of that great patron saint of printing, Benjamin Franklin; and

WHEREAS, San Luis Obispo County is honored by a specialized "School for Country Printers" at the California State Polytechnic College; now, therefore, be it

Resolved, That the Senate of the State of California pay honor to the efforts of Cal Poly to properly train student printers with a full four-year course, culminating in a Degree of Engineering in Printing, seeking to maintain the flow of capable and highly accredited craftsmen to assist in the recording of the printed word through our newspapers and magazines and books; and be it further

Resolved, That copies of this resolution be properly transcribed and illuminated, and presented to the President of California State Polytechnic College, Julian McPhee, and to the Director of the "School for Country Printers," Bert Fellows.

Resolution read, and unanimously adopted, on motion by Senator Erhart.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 85: By Senator Erhart—An act to amend Section 55916 of the Water Code, relating to county waterworks districts.

Referred to Committee on Water Resources.

Senate Bill No. 86: By Senator Dilworth (At the request of Department of Education)—An act to add Section 7717.6 to the Education Code and Section 19588.1 to the Education Code as proposed by Senate Bill No. 2, relating to state school building aid.

Referred to Committee on Education.

Senate Bill No. 87: By Senator Dilworth—An act to amend Section 8816 of the Education Code, and Section 5715 of the Education Code as proposed by Senate Bill No. 2, relating to maintaining of junior college classes outside of school district.

Referred to Committee on Education.

Senate Bill No. 88: By Senators Dilworth, Williams, Montgomery, Murdy, and Donnelly—An act to amend Section 7193 of the Education Code, and Section 17417 of the Education Code as proposed by Senate Bill No. 2, relating to school apportionments.

Referred to Committee on Education.

Senate Bill No. 89: By Senators Dilworth, Williams, Montgomery, Murdy and Donnelly—An act to amend Section 16277 of the Education Code and Section 16853 of the Education Code as proposed by Senate Bill No. 2, relating to school buses.

Referred to Committee on Education.

Senate Bill No. 90: By Senators Dilworth, Williams, Montgomery, Murdy and Donnelly—An act to amend Section 13831.4 of the Education Code, and Section 13515 of the Education Code as proposed by Senate Bill No. 2, relating to teachers' salaries.

Referred to Committee on Education.

Senate Bill No. 91: By Senators Dilworth, Williams, Montgomery, Murdy and Donnelly—An act to amend Section 8819.5 of the Education Code and Section 5703 of the Education Code as proposed by Senate Bill No. 2, relating to junior colleges.

Referred to Committee on Education.

Senate Bill No. 92: By Senators Dilworth, Williams, Montgomery, Murdy and Donnelly—An act to amend Section 5081.5 of the Education Code, and Section 19472 of the Education Code as proposed by Senate Bill No. 2, relating to changes in school districts.

Referred to Committee on Education.

Senate Bill No. 93: By Senator Murdy (At the request of Department of Agriculture)—An act to add Section 2193 to the Agricultural Code, relating to marketing programs.

Referred to Committee on Agriculture.

Senate Bill No. 94: By Senator Murdy (At the request of Department of Agriculture)—An act to amend Section 1300.17 of the Agricultural Code, relating to marketing orders.

Referred to Committee on Agriculture.

Senate Bill No. 95: By Senator Murdy—An act to amend Sections 796.1, 796.6, and 828.83 of the Agricultural Code, relating to citrus fruits.

Referred to Committee on Agriculture.

Senate Bill No. 96: By Senator Murdy—An act to add Sections 666 and 670.2 to the Vehicle Code, relating to the installation, repair and adjustment of motor vehicle brakes.

Referred to Committee on Transportation.

Senate Bill No. 97: By Senator Farr—An act to amend Sections 23816 and 23817 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 98: By Senator Grunsky—An act to amend Section 631 of the Code of Civil Procedure, relating to waiver of jury trial.

Referred to Committee on Judiciary.

Senate Bill No. 99: By Senator Grunsky—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process.

Referred to Committee on Judiciary.

Senate Bill No. 100: By Senator Collier—An act to add Section 1851.5 to the Insurance Code, relating to hospital service plans.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 101: By Senators Gibson, Byrne, Christensen, and Teale—An act to amend Section 5536 of the Business and Professions Code, relating to the practice of architecture.

Referred to Committee on Business and Professions.

Senate Bill No. 102: By Senators Gibson, Byrne, Christensen, and Teale—An act to add Chapter 2 (commencing at Section 17700) to Part 3 of Division 7 of, and to repeal Chapter 2 (commencing at Section 17700) of Part 3 of Division 7 of, the Business and Professions Code, relating to trading stamps and premium coupons.

Referred to Committee on Business and Professions.

Senate Bill No. 103: By Senator Gibson—An act to add Chapter 7.5 (commencing with Section 8201) to Part 2 of, and to add Part 2.5 (commencing with Section 8298.01) to, Division 9 of the Streets and Highways Code, relating to grade crossings.

Referred to Committee on Transportation.

Senate Bill No. 104: By Senators Gibson, Byrne, Christensen, and Teale—An act to amend Sections 5001, 5002, 5003, 5009, 5100, and 5102 of, and to amend and renumber Sections 5015, 5016, 5017, 5018, 5018.5, 5019, 5020, 5020.5, 5021, 5022, 5030, 5031, 5032, 5033, 5033.5, 5034, 5050, 5051, 5052, 5053, 5054, 5060, 5061, 5062, 5063, 5063.5, 5064, 5065, 5066, 5080, 5080.5, 5081, 5083, 5090, 5091, 5092, 5093, 5094, 5095, 5096, 5097, 5098, 5104, 5105, 5106, 5107, 5108, 5115, 5116, 5117, 5130, 5131, 5132, and 5133 of, and to add Sections 5031, 5032, 5033, 5034, 5035, 5053, 5054, 5073, 5075, 5076, 5084, and 5088 to, and the titles of Article 2 (commencing at Section 5030), Article 3 (commencing at Section 5050), Article 4 (commencing at Section 5070), Article 5 (commencing at Section 5080), Article 6 (commencing at Section 5100), Article 7 (commencing at Section 5120), and Article 8 (commencing at Section 5130), to Chapter 1 of Division 3 of, and to repeal Sections 5082, 5082.5, and 5082.6 of, and the titles of Article 2 (commencing at Section 5015), Article 3 (commencing at Section 5030), Article 4 (commencing at Section 5050), Article 5 (commencing at Section 5060), Article 6 (commencing at Section 5080), Article 7 (commencing at Section 5090), Article 8 (commencing at Section 5100), Article 9 (commencing at Section 5115), Article 10 (commencing at Section 5130) of Chapter 1 of Division 3 of, the Business and Professions Code, relating to accountants.

Referred to Committee on Business and Professions.

Senate Bill No. 105: By Senator Johnson—An act to amend Section 21880 of, and to add Section 21880.5 to, the Business and Professions Code, relating to brake fluid.

Referred to Committee on Business and Professions.

Senate Bill No. 106: By Senator Byrne—An act to add Division 19 (commencing at Section 65000) to the Water Code, relating to state assistance to local agencies in areas affected by state-financed water resource construction projects.

Referred to Committee on Water Resources.

Senate Bill No. 107: By Senator Regan—An act to add Chapter 8 (commencing at Section 25700) to Division 20 of the Health and Safety Code, relating to carbon tetrachloride.

Referred to Committee on Public Health and Safety.

Senate Bill No. 108: By Senator Regan—An act to add Article 4 (commencing at Section 24571) to Chapter 5 of Division 12 of the Education Code, and to add Article 4 (commencing at Section 12081) to Chapter 5 of Division 9 of the Education Code as proposed by Senate Bill No. 2, relating to gate entrances to school grounds.

Referred to Committee on Education.

Senate Bill No. 109: By Senator Regan—An act to amend Sections 632 and 634 of the Code of Civil Procedure, relating to findings of fact in civil cases.

Referred to Committee on Judiciary.

Senate Bill No. 110: By Senator Regan—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 111: By Senator Regan—An act to repeal Section 12596 of the Government Code, relating to the Uniform Supervision of Trustees for Charitable Purposes Act.

Referred to Committee on Judiciary.

Senate Bill No. 112: By Senator Regan—An act to amend Sections 14361, 14373, 14383, 14391, 14392, 14403, 14413, 14423, 14428, 14798, and 14901 of, to repeal Section 14792 of, and to add Section 14902 to, the Revenue and Taxation Code, relating to inheritance tax refunds, creating the Inheritance Tax Fund, and making an appropriation thereof.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 113: By Senator Regan—An act to amend Section 3212.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 114: By Senator Brown—An act to amend Section 28158 of the Government Code, relating to compensation for public services in counties of the fifty-eighth class.

Referred to Committee on Local Government.

Senate Bill No. 115: By Senator Richards—An act to amend Section 257 of the Vehicle Code, relating to motor vehicle operator age limits.

Referred to Committee on Transportation.

Senate Bill No. 116: By Senators Teale, Berry, and Arnold—An act to add Section 1631 to the Civil Code, relating to sales of mining equipment.

Referred to Committee on Judiciary.

Senate Bill No. 117: By Senator Richards—An act to add Section 24283 to the Health and Safety Code, relating to air pollution.

Referred to Committee on Public Health and Safety.

Senate Bill No. 118: By Senator Short—An act to amend Section 2627 of the Unemployment Insurance Code, relating to unemployment compensation disability benefits.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 119: By Senator McBride—An act to amend Section 8759 of the Education Code and Section 5608 of the Education Code as proposed by Senate Bill No. 2, relating to tuition charges for interdistrict attendance of public school pupils.

Referred to Committee on Education.

Senate Bill No. 120: By Senator McBride—An act to add Section 5050.4 to the Welfare and Institutions Code, relating to emergency detention of alleged mentally ill persons.

Referred to Committee on Judiciary.

Senate Bill No. 121: By Senator Fisher—An act to amend Section 69595 of the Government Code, relating to the superior court in San Diego County.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 122: By Senator Burns—An act to amend Section 87 of the Agricultural Code, relating to district agricultural associations.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 10.37 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, January 19, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINTH LEGISLATIVE DAY
ELEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, January 19, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams.—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, grant us strength of body and mind to do our work and give us true insights into the ultimate meaning of that which we do. May the ideals of truth and justice ever motivate us to do what we can to preserve the rights and privileges of man, given to him by God and guaranteed by our fundamental law. Do Thou, O Lord, make us just and keep us free. AMEN.

PLEDGE OF ALLEGIANCE

Senator Coombs led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Dolwig, on motion of Senator Grunsky, due to illness.

Senator Dilworth, on motion of Senator Williams, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. C. Abernathy, Jr., Sheriff of Plumas County, Quincy.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Don Foltz of Long Beach, Mrs. Faye Porter of Los Angeles, Mr. Howard S. Tucker of Glendale, and Mr. Don Rose, Chairman, Los Angeles County Democratic Central Committee.

On request of Senators Burns and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Barbara Rosien and Mr. Michael Sommer of Los Angeles.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Sandy Hogan and Mr. Albert Wasley of Marysville.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Ronald Chinn of Sacramento.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. H. C. George, Mrs. Arron Passavoy, Mrs. Carl De Wing, Mrs. Harold Zimmerman, Mrs. Basil Sullens, Mrs. W. D. Tullock, adults accompanying Girl Scout Troop No. 5, of the Herbert Hoover School of Merced, and the following Girl Scouts: Bernice Davis, Becky Barnard, Sandra Blair, Barbara Colwell, Kara Davis, Connie De Wing, Lyn George, Jean Hoffmeister, Janet Lewis, La Verne McMannus, Mary Beth Myers, Sandra Petersen, Sue Passavoy, Nancy Suffecool, Leona Witrock, Barbara Sullens, Patty Tullock, Judy Weekes, and Brenda Zimmerman.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Marshall C. Wells and Mr. Joseph D. Hayes of San Francisco.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 14, 1959

Hon. Joseph A. Beck
Secretary of the Senate
State Capitol
Sacramento, California

DEAR MR. BECK: Reference is made to Senate Concurrent Resolution No. 12, 1958 Session, by Senator J. Howard Williams.

This resolution requests the Department of Public Works, through the Division of Highways, to investigate feasibility of constructing an all-year, all season road of adequate standards from a terminus point in the San Joaquin Valley to the Mineral King sector of Sequoia National Forest in Tulare County.

There are enclosed six copies of a report which has been prepared by the Division of Highways, Department of Public Works, in accordance with the request contained in the resolution.

Sincerely,

ROBERT B. BRADFORD, Director of Public Works

Encl: 6.

The reports ordered filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
SACRAMENTO, JANUARY 15, 1959

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol
Sacramento, California

DEAR MR. BEEK: I have the honor to transmit herewith for the information of the California State Senate, a report of the State Department of Water Resources covering the actions of this department with respect to the reallocation of money, allocated by the Legislature pursuant to the provisions of the Flood Control Fund Law of 1946, for the period January 1, 1957, to December 31, 1958, as required by Sections 12830 and 12875 of the Water Code.

In summary, the report shows that \$27,584,871.00 was reallocated to local agencies from the Flood Control Fund of 1946, under reallocation orders issued through December 31, 1958. A total of 146 applications for the reallocation of funds from the Flood Control Fund of 1946, in the total amount of \$12,030,432.49, were received from local agencies during the period January 1, 1957, to December 31, 1958. During this same period, expenditures from the Flood Control Fund of 1946 amounted to \$11,381,256.84, released under reallocation orders issued by the department and \$6,497,689.00, expended by the Reclamation Board in connection with projects under their jurisdiction.

Very truly yours,

HARVEY O. BANKS, Director

Encl.

The reports ordered filed with the Secretary of the Senate.

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO, CALIFORNIA, JANUARY 15, 1959

Chairman, Senate Committee on Rules
Senate Chamber, State Capitol
Sacramento, California

DEAR SIR: The following named persons are eligible for accreditation as representatives of television and radio at the 1959 General Session of the Legislature:

KBET-TV—Hank Thornley, John Mackenzie, Paul Meeks

KCRA-TV—Harry Sweet, Coy Watson

KCRA—John V. Jervis, Josh Darsa

KFBK—Ray Rodgers, Allen J. Sheppard, Jr.

Very truly yours,

/s/ SQUIRE BEHRENS

JOINT LEGISLATIVE COMMITTEE FOR REVISION
OF THE EDUCATION CODE
SACRAMENTO, CALIFORNIA, JANUARY 14, 1959

Hon. Glenn M. Anderson
President of the Senate
Sacramento, California

DEAR MR. PRESIDENT: The Joint Legislative Committee for Revision of the Education Code met in Room 4090 of the Capitol Annex, January 12, 1959, at 3.40 p.m. Members present were: Assemblymen Winton, Hegland, and Grant, and Senators Dilworth (Vice Chairman), Donnelly, and Grunsky. The meeting was called to order by Vice Chairman Dilworth. Assemblyman Hegland was elected chairman to fill the vacancy in that office. The meeting was adjourned at 3.45 p.m.

Very truly yours,

NELSON S. DILWORTH, Vice Chairman

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, JANUARY 15, 1959

To the Senate of the State of California:

I have the honor to transmit to you herewith a list of interim appointments heretofore made by me to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

EMMET DALY, a resident of San Francisco, a Member of the Youth Authority since January 12, 1959; practiced law in San Francisco before becoming an assistant district attorney in that city in 1948. He has served as assistant attorney general in charge of crime prevention; was appointed, effective January 12, 1959, Member

of the Youth Authority Board, vice O. H. Close, retired, as interim appointee, pursuant to Section 1774 of the Government Code;

Member, Youth Authority Board, vice self, term expired, for the term prescribed by law, ending March 15, 1963.

MRS. FLORENCE CLIFTON, a resident of Los Angeles, served as Member of the Los Angeles Housing Commission during 1953 and 1954; managed the Committee for Better Schools campaign in Los Angeles in 1957, and has been very active in the campaigns in the 19th District; was appointed, effective January 13, 1959, Chief of Division of Industrial Welfare Department of Industrial Relations, vice Mrs. Alta Clifford Potter, as interim appointee, pursuant to Section 1774 of the Government Code;

Chief of the Division of Industrial Welfare, Department of Industrial Relations, vice self, term expired, for the term ending at the pleasure of the Governor.

Sincerely,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 15, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

MRS. CARMA ZIMMERMAN, a resident of Sacramento; graduated from Oklahoma College for Women, receiving certificate in librarianship in 1925; also a graduate of University of Berkeley; served as county librarian in the Counties of Orange, San Bernardino and Santa Ana; was State Librarian of Washington, located at Olympia from 1945 to 1951; has served as State Librarian for the State of California since September 12, 1951;

State Librarian, vice self, for the term prescribed by law, ending at the pleasure of the Governor.

SIGMUND ARYWITZ, a resident of Los Angeles; Director of Public Relations and Education for International Ladies Garment Workers Union in Los Angeles since 1948;

Chief of the Division of Labor Law Enforcement, Department of Industrial Relations, vice Clyde Bell, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

THOMAS SAUNDERS, a resident of Berkeley, graduate in physics from the University of California; was senior safety engineer in the San Francisco office of the California Casualty Indemnity Exchange; former teacher of physics and mathematics in the Oakland public schools;

Chief of the Division of Industrial Safety, Department of Industrial Relations, vice Alfred C. Blackman, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 15, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

ROBERT S. ASH, a resident of Castro Valley; has been a union official since 1936, when he was elected secretary of Garage Employees Local 78 of the Teamsters Union in Oakland; has headed the Alameda County Central Labor Council since 1943 and has been a vice president of the California State Federation of Labor (now the California Labor Federation) since 1944;

Member, State Personnel Board, vice Harry Finks, term expired, for the term prescribed by law, ending January 15, 1969.

ELTON LAWLESS, a resident of Westlake; served in the San Francisco District Attorney's office from 1945 to 1952; became chief trial attorney in the Superior Court Division before leaving to go into private practice. He is a graduate of St. Mary's College and Hastings Law School;

Member, Industrial Accident Commission, vice Roland J. Henning, term expired, for the term prescribed by law, ending January 15, 1963.

JAMES K. CARR, a resident of Sacramento; assistant general manager of the Sacramento Municipal Utility District; joined the staff in 1953; previous to that time served for two and a half years as engineering consultant on western water problems for the U. S. House of Representatives; is a civil engineering graduate from the University of Santa Clara, and served as engineer and administrator on various phases of the Central Valley Project for fifteen years;

Member, California Water Commission, vice Clair A. Hill, term expired, for the term prescribed by law, ending January 15, 1963.

LOWELL NELSON, a resident of Vallejo; has a broad background in the housing field; is a member of both the Vallejo Redevelopment Agency and the Solano County Planning Commission; since 1942 he has been secretary of the Solano County Central Labor Council and business manager of the Solano County Building Trades Council; has been a vice president of the California State Federation of Labor for eleven years and is a veteran member of the executive board of the State Building Trades Council;

Chief of the Division of Housing, Department of Industrial Relations, vice Michael J. McDonough, deceased, for the term ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Water Resources

SENATE CHAMBER, SACRAMENTO, January 15, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 46

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, SACRAMENTO, January 19, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 22

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 22, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 22

Assembly Concurrent Resolution No. 22—Relative to the probation of the University of Southern California by the National Collegiate Athletic Association.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy,

Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—26.

NOES—Senators Byrne, Shaw, and Slattery—3.

Resolution ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Brown:

SENATE CHAMBER, SACRAMENTO, January 14, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 12—An act to amend Section 7148 of the Fish and Game Code, relating to possession of trout, and declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

CHARLES BROWN

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 19, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Brown:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 12.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—34.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 12

Senator Brown moved that Senate Bill No. 12 be withdrawn from Committee on Fish and Game for purpose of amendment, and referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 12—An act to amend Section 7148 of the Fish and Game Code, relating to possession of trout, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Brown moved the adoption of the following amendment :

Amendment No. 1

On page 2 of the printed bill, strike out lines 1 to 4, inclusive.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, January 12, 1959; Tuesday, January 13, 1959; Wednesday, January 14, 1959; and Thursday, January 15, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted :

Senate Concurrent Resolution No. 7

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, January 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted, as amended :

Senate Concurrent Resolution No. 9

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, Assistant Clerk

Above resolution ordered to unfinished business file.

ASSEMBLY CHAMBER, January 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted :

Assembly Concurrent Resolution No. 6

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read :

Assembly Concurrent Resolution No. 6—Relative to the death of Mrs. Ed. Fletcher.

Request for Unanimous Consent

Senator Fisher asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 6, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 6

Assembly Concurrent Resolution No. 6—Relative to the death of Mrs. Ed. Fletcher.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 33.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 33—Introduced by Mr. George A. Willson (on behalf of Assemblymen Bane, George E. Brown, Cameron, DeLotto, Garrigus, Kennick, Lunardi, Marks, Petris, Reagan, Waldie, Williamson, and Z'berg; and Senators Fisher, Holmdahl, McAteer, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, and Stiern).

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 33, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 33

Assembly Concurrent Resolution No. 33—Introduced by Mr. George A. Willson (on behalf of Assemblymen Bane, George E. Brown, Cameron, DeLotto, Garrigus, Kennick, Lunardi, Marks, Petris, Reagan, Waldie, Williamson, and Z'berg; and Senators Fisher, Holmdahl, McAteer, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, and Stiern).

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

LETTER OF TRANSMITTAL

SENATE CHAMBER, STATE CAPITOL
SACRAMENTO, January 19, 1959

*Hon. Glenn M. Anderson, President of the Senate, and
Gentlemen of the Senate
Senate Chamber, Sacramento, California*

MR. PRESIDENT AND GENTLEMEN OF THE SENATE: Pursuant to Senate Resolution No. 151, which appears at page 5122 of the Senate Journal for June 12, 1957, the Senate Interim Committee on Housing and Recreational Needs of Elderly Citizens

was created and the following Members of the Senate were appointed to said committee by the Senate Committee on Rules:

Senator Hugh M. Burns
Senator Jess R. Dorsey
Senator Randolph Collier
Senator Richard Richards
Senator Louis G. Sutton

The committee herewith submits a report of its research and study together with its findings, conclusions, and recommendations.

Respectfully submitted,

HUGH M. BURNS, Chairman
JESS R. DORSEY, Vice Chairman (Deceased)
RANDOLPH COLLIER
RICHARD RICHARDS
LOUIS G. SUTTON

The letter of transmittal ordered printed in the Journal and report in the appendix of the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Burns moved that 1,000 additional copies of the report of the Senate Interim Committee on Housing and Recreational Needs of Elderly Citizens be printed for distribution.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 123: By Senator Hollister—An act to amend Section 650 of the Streets and Highways Code, relating to the naming of state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 124: By Senator Hollister—An act to add Section 738.7 to the Code of Civil Procedure, relating to quiet title actions for nonuse of easements.

Referred to Committee on Judiciary.

Senate Bill No. 125: By Senator Hollister—An act to add Section 3352.5 to the Revenue and Taxation Code, relating to delinquent tax notices.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 126: By Senator Hollister—An act to amend Section 100.2 of the Streets and Highways Code, relating to freeways.

Referred to Committee on Transportation.

Senate Bill No. 127: By Senator Hollister—An act to add Section 104.15 to the Streets and Highways Code, relating to the condemnation of agricultural property for state highway purposes.

Referred to Committee on Judiciary.

Senate Bill No. 128: By Senator Hollister—An act to amend Sections 142 and 168 of the Vehicle Code, relating to the registration of vehicles.

Referred to Committee on Transportation.

Senate Bill No. 129: By Senator Hollister—An act to amend Section 3341 of the Civil Code, relating to injuries by dogs.

Referred to Committee on Judiciary.

Senate Bill No. 130: By Senator Coombs—An act to amend Section 402.5 of and to add Section 402.6 to the Revenue and Taxation Code, relating to the assessment of property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 131: By Senator Johnson (At the request of Department of Agriculture)—An act to amend Section 12107 of the Business and Professions Code, relating to weights and measures.

Referred to Committee on Business and Professions.

Senate Bill No. 132: By Senators Gibson, Byrne, Christensen, and Teale—An act to amend Section 5093 of the Business and Professions Code, and to amend Section 5083 of the Business and Professions Code as proposed by Senate Bill No. 104, relating to accountancy.

Referred to Committee on Business and Professions.

Senate Bill No. 133: By Senator Gibson—An act to amend Section 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 First Extraordinary Session), relating to the Vallejo Sanitation and Flood Control District.

Referred to Committee on Local Government.

Senate Bill No. 134: By Senator Rodda (At the request of Department of Education)—An act to amend Sections 4931 and 4931.1 of the Education Code, and Sections 3201 and 3202 of the Education Code, as proposed by Senate Bill No. 2, relating to school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 135: By Senator Hollister—An act to amend Sections 4999, 5000, 5003, and 5004 of the Water Code, relating to recordation of water extractions and diversions.

Referred to Committee on Water Resources.

Senate Bill No. 136: By Senator Farr—An act to amend Section 145 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 137: By Senator Byrne (At the request of Department of Agriculture)—An act to amend Sections 375.1, 377.1, and 377.6 of the Agricultural Code, relating to poultry.

Referred to Committee on Agriculture.

Senate Bill No. 138: By Senator Byrne—An act to amend Sections 181 and 200 of, and to add Section 207.9 to, the Agricultural Code, relating to animal diseases and quarantine.

Referred to Committee on Agriculture.

Senate Bill No. 139: By Senator Collier—An act to amend Sections 140 and 161 of, and to add Section 160.2 to, the Vehicle Code, and to amend Section 4606 of, and to add Sections 4014 and 4611 to, the Vehicle Code as proposed by Assembly Bill No. 5, and to add Section 10787 to the Revenue and Taxation Code, relating to vehicle registration, and declaring the urgency thereof to take effect immediately.

Referred to Committee on Transportation.

Senate Bill No. 140: By Senator Collier—An act to amend Sections 468.1, 469 and 471.5 of the Vehicle Code, and to amend Sections 21400, 21403 and 21404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to materials used in traffic signs.

Referred to Committee on Transportation.

Senate Bill No. 141: By Senator Collier—An act to amend Section 6 of the Del Norte County Flood Control District Act (Chapter 166 of the Statutes of 1955), relating to the powers of the Del Norte County Flood Control District.

Referred to Committee on Local Government.

Senate Bill No. 142: By Senator Erhart—An act to add Section 69613 to the Government Code, relating to the number of judges of the Superior Court of the County of San Luis Obispo.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 143: By Senator Erhart—An act to add Section 856 to the Fish and Game Code and to amend Section 817 of the Penal Code, relating to members of the Wildlife Protection Branch of the Department of Fish and Game.

Referred to Committee on Fish and Game.

Senate Bill No. 144: By Senator Shaw—An act to amend Section 4701 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 145: By Senators Regan, Teale, Arnold, and Collier—An act to add Section 1393 to the Water Code, relating to permits to appropriate water.

Referred to Committee on Water Resources.

Senate Bill No. 146: By Senator Berry—An act to add Section 338.5 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 147: By Senator Berry—An act making an appropriation for state highways.

Referred to Committee on Finance.

Senate Bill No. 148: By Senator Grunsky—An act to amend Section 1205.5 of the Penal Code, relating to bail and deposits instead of bail.

Referred to Committee on Judiciary.

Senate Bill No. 149: By Senator Grunsky—An act to amend Sections 5053, 5600, 5613, 6006, 6561, 7150, 7154 and 8702 of, to add

Sections 6413 and 7603.5 to, and to repeal Section 7407 of, the Financial Code, relating to savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 150: By Senator Murdy.—An act to repeal Section 8183 of, and amend Sections 8184, 8185, 8186, 8187, and 8189 of, the Fish and Game Code, relating to anchovies.

Referred to Committee on Fish and Game.

Senate Bill No. 151: By Senator Murdy.—An act to add Article 5 (commencing with Section 1101) to Chapter 1, Division 2 of the Education Code, relating to governing boards of school districts.

Referred to Committee on Local Government.

Senate Bill No. 152: By Senators Murdy and Cobey (With co-operation and support of Assemblyman Richard Hanna).—An act to add Section 199.4 to the Streets and Highways Code, and to amend Sections 1 and 7 of Chapter 20 of the Statutes of 1952 (Second Extra Session), relating to acquisition of property for state highways, and making an appropriation.

Referred to Committee on Transportation.

Senate Bill No. 153: By Senator Regan.—An act to add Section 152 to the Streets and Highways Code, relating to fire protection on freeways.

Referred to Committee on Transportation.

Senate Bill No. 154: By Senator Regan.—An act to amend Section 640 of the Vehicle Code, and to amend Section 25258 of, and add Section 25265 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to the display of blue lights upon vehicles.

Referred to Committee on Transportation.

Senate Bill No. 155: By Senators Beard and Farr (At the request of the Governor).—An act to add Article 4.7 (commencing with Section 11750) to Chapter 7 of Division 10 of the Health and Safety Code, relating to narcotic treatment-control units.

Referred to Committee on Judiciary.

Senate Bill No. 156: By Senator McAteer.—An act to repeal Section 4303.5 of the Government Code, relating to purchases by public bodies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 157: By Senator Brown.—An act to add Section 20302.6 to, and to amend Section 20303 of, the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 158: By Senator Short (At the request of Department of Mental Hygiene).—An act to amend Sections 2710 and 2801 of the Unemployment Insurance Code, relating to unemployment disability compensation hospital benefits.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 159: By Senator Short (At the request of Department of Mental Hygiene)—An act to amend Sections 1853 and 1901 of the Probate Code, relating to conservatorship.

Referred to Committee on Judiciary.

Senate Bill No. 160: By Senator Cobey—An act to add Section 259.3 to, to add Article 4.5 (commencing at Section 1044) to Chapter 16, Division 3 of, and to amend Section 1026 of, the Probate Code, relating to the right of nonresident aliens to inherit property in this State.

Referred to Committee on Judiciary.

Senate Bill No. 161: By Senator Cobey—An act to amend Section 1054.1 of the Code of Civil Procedure, relating to continuances in judicial and administrative proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 162: By Senator Cobey—An act to repeal Sections 4050, 4051, 4052, 4053, 4056, 4602, 4603, and 4604 of the Labor Code, and to amend Sections 4600 and 4601 thereof, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 163: By Senator Cobey—An act to amend Section 660 of the Code of Civil Procedure, relating to motions for new trials.

Referred to Committee on Judiciary.

Senate Bill No. 164: By Senator Cobey—An act to amend Sections 659, 663a, and 953d of the Code of Civil Procedure, relating to procedure after trial in civil cases.

Referred to Committee on Judiciary.

Senate Bill No. 165: By Senator Cobey—An act to repeal Sections 715.1, 770, 771, 774, 775 and 777 of, to amend Sections 715.3, 716, and 724 of, and to add Section 771 to, the Civil Code, relating to future interests in property.

Referred to Committee on Judiciary.

Senate Bill No. 166: By Senator Cobey—An act to add Section 1073 to the Civil Code and to add Section 109 to the Probate Code, relating to a grant, devise or bequest to a grantor's or testators own heirs or next of kin.

Referred to Committee on Judiciary.

Senate Bill No. 167: By Senator Cobey—An act to repeal Sections 2974 and 2975 of, and to add Section 2975 to, the Civil Code, relating to mortgages of personal property or crops to secure future advances.

Referred to Committee on Judiciary.

Senate Bill No. 168: By Senator Regan—An act to amend Sections 605, 607 and 608 of the Probate Code, relating to the appointment of appraisers.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 169: By Senator Gibson—An act to amend Section 104.6 of, and to add Section 104.10 to, the Streets and Highways Code relating to the distribution of rentals from properties held for highway purposes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 170: By Senator McBride—An act making an appropriation for the Santa Clara River Flood Control Project, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 171: By Senator O'Sullivan—An act to add Section 12648.2 to the Water Code, relating to flood protection.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 10: By Senator Richards—Relative to the selection of the State of California and the City of Los Angeles as the site of the 1960 Democratic National Convention.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 10 at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 10

Senate Concurrent Resolution No. 10—Relative to the selection of the State of California and the City of Los Angeles as the site of the 1960 Democratic National Convention.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Grams, Hollister, Holmdehl, Johnson, McAtcer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Shattery, Stern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolutions were introduced, and read:

Senate Joint Resolution No. 1: By Senator Richards—Relative to the National Conference on Air Pollution.

Referred to Committee on Rules.

Senate Joint Resolution No. 2: By Senator Richards—Relative to requesting Congress to enact legislation amending federal air pollution control law.

Referred to Committee on Rules.

Senate Joint Resolution No. 3: By Senator Richards—Relative to requesting Congress to authorize further appropriations for air pollution control.

Referred to Committee on Rules.

Senate Joint Resolution No. 4: By Senator McAteer—Relative to the conversion of sea water.

Referred to Committee on Rules.

ADJOURNMENT

At 3.45 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m. Tuesday, January 20, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TENTH LEGISLATIVE DAY

TWELFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, January 20, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

NOTE: The first part of this prayer was offered by Sir Francis Drake on his arrival at San Francisco Bay. Let us pray: "*O Lord God, when Thou givest to Thy servants to adventure any great thing, grant to us to know that it is not the beginning but the continuing of the same until it is thoroughly finished which yieldeth the true glory.*" When we finish our work here may it be such as we can commend to Thee, O Lord. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Dilworth, on motion of Senator Williams, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Trieg-laff and Mr. Jon Geil, teachers, and Mrs. Smith and Mrs. Meredith, adults, and the following students of the Cottage School, Sacramento: Melvin Ball, Gary Benvenuti, Graham Bishop, Michael Clark, Michael Davis, Darrell DeCosta, Harry Drury, William Garlinghouse, Jack Goodman, Gary Hartwig, John Mayer, Michael McWhirk, Richard

Moreland, Michael Nestor, Charles Otterson, Robert Paul, Johnny Smith, Michael Solomon, Robert Stratton, Harry Vaughan, Thomas Savasia, Ned Zoller, Faye Allen, Charlene Andre, Patricia Bullock, Susan Clausnitzer, Linda Conley, Vicki Donaldson, Susan Gilmore, Dianna Jay, Cynthia LeMoine, Patricia Ann Meredith, Paula Morgan, Sandra Neuman, Carol Reese, Nancy Ricker, Jill Stewart, Natalie Tambarri, Leonard Bassett, Larry Bensinger, Michael Borgman, Stephen Corey, Michael Desmarais, Craig Douglas, James Eisner, Paul Hilton, William Hoffner, David Jones, Charles Montoya, Donald Moss, Greg Nikkel, David Reed, James Reese, Duane Rose, Jimmy Rosen, Thomas Thomas, Thomas Tritthart, Donald Wright, Cathy Alsing, Pam Bishop, Rhonda Duncan, Jeanne Floyd, Vivian Fritz, Carla Hesser, Linda Kline, Gail Mabbutt, Melinda Pebbles, Judith Quinn, Rosina Richardson, Elayne Roberts, Susan Stratton, Marsha Williams, Jeanne Yallalee, and Jean Glazebrook.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Satish K. Bhatia, Shambu N. Khamu, Inder S. Sekhon, Vijay K. Bhatia, all from Punjab Province, India.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the State Controller, Hon. Alan Cranston of Los Altos.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Andrew Micke of Los Molinos.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. John D. Fitzgerald, Mrs. John R. Bailey, Mrs. Austin Sullivan, Mrs. Joseph A. Rattigan, all of Santa Rosa, and Mrs. Joseph Dauenhauer of Sacramento.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Max Willens of Stockton.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Councilwoman Judy Conley of Chico.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Patricia Lane of Carmel.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Green of Fresno.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 20, 1959

To the Senate of the State of California:

Attached hereto is a special message which I am sending you outlining my views on the need for legislation pertaining to labor-management relations.

Respectfully,

EDMUND G. BROWN, Governor

Atch.

SPECIAL MESSAGE ON LABOR-MANAGEMENT RELATIONS

Earlier this month I addressed this distinguished Legislature on the course I have charted for my administration in the next four years.

I described that course as one of "responsible liberalism."

And I defined liberalism as a philosophy which believes that people—not institutions, or organizations, or corporations—come first.

It is a philosophy that believes the individual has a right to demand justice and fair play free of any unnecessary restraints either by society or by government.

But I think we must emphasize again and again that to be truly responsible, liberalism must be realistic; it must be practical; and it must be responsive to the needs of all our people.

Since the interest of government is the common interest, the truly responsible government must restrain individual conduct only to promote the common good.

On this basis, and where it has been found necessary, democratic society has determined that the common interest requires that government regulate certain activities.

On this basis, we have established uniform standards of conduct for banks, corporations, utilities and many other institutions making up our free enterprise system.

There is another vital area in our free enterprise system which I believe requires additional regulation. I refer, of course, to labor-management relations.

Those relations in a democratic society are carried out to an appreciable extent by employers and their associations on one hand and employees and their unions on the other.

This collective bargaining process is recognized and protected by law. Through it labor and management wield tremendous influence on our economy.

They set patterns of wages, hours and working conditions for organized workers ultimately extending to the vast bulk of employed persons in the country, whether organized or not.

They also control vast sums of money—running into the billions of dollars—in dues and health, welfare and pension funds.

Most representatives of both sides are responsible, dedicated men. Responsible men, of course, try to set standards for their relationships voluntarily, and certainly we much prefer voluntary action.

The AFL-CIO, through its Ethical Practices Codes, has voluntarily set such standards for the relationship of union officials to union members and parent labor organizations to subordinate bodies.

Virtually all labor organizations include minimum standards of conduct in their constitutions or bylaws.

Many businesses and professions also have adopted their own codes of conduct.

Yet—just as responsible government has found it necessary to establish standards for the conduct of banks, corporations and utilities—I believe there is need to provide standards in labor-management relations.

For example, if labor seeks to maintain its right to bargain collectively, it must accept the corresponding responsibility—as most of it

already has—to represent its members democratically and to act only in the public good.

I am acutely aware that labor historically has resisted many unfair efforts by government to interfere in its activities.

But labor also has recognized that it can promote both the welfare of its members and the general welfare if it supports government intervention where it is both responsible and necessary.

Its own decades-long fight for recognition resulted in laws guaranteeing its right to bargain.

On other fronts, it sponsored and vigorously pressed social welfare legislation which has removed the peril of poverty from almost all our population.

Labor's support of unemployment insurance, disability benefits, minimum wages, fair labor standards, health and welfare and pension plans and a multitude of other measures benefited all our people, not simply union members.

To obtain these things meant government intervention; but because it was responsible intervention, labor approved.

In the process, it demonstrated its changing character—from an institution which was primarily economic to one which was sociological and political as well.

Last year, George Meany, president of the AFL-CIO, recognized the need for uniform standards of conduct in labor-management relations when he supported the Kennedy-Ives Bill in Congress.

Unfortunately, that bill was killed in the House of Representatives.

Its defeat by extremists on both sides means that we at the state level must show the way to the Federal Government in enacting a law which does establish minimum standards.

We must make certain that opposition by the same groups that killed Kennedy-Ives will not delay action in this vital field. We must lead, not follow.

Our state law must not be punitive or restrictive. It must assist, not obstruct, the collective bargaining process.

It must be fair legislation, impartial legislation, and it must be effective legislation.

I have caused to be drafted a series of amendments to the State Labor Code which I believe meet those requirements. I respectfully submit them to this distinguished Legislature for consideration.

The first of my proposals sets up standard democratic procedures for unions.

Virtually all union constitutions or bylaws already contain these procedures. Some, however, do not, and a few unscrupulous men—inside and outside labor—have used this situation for selfish motives.

Therefore, I recommend that the State Labor Code be amended to require that union constitutions or bylaws provide that local units of labor organizations hold a minimum of 10 regular meetings each year, that adequate notice of both regular meetings and meetings held to nominate and elect officers be given, and that minutes of meetings be kept and be made available to members.

This amendment also should require that union constitutions or bylaws provide that no business may be transacted at a meeting of a local unit unless a reasonable quorum is present, that members be given

reasonable opportunity to nominate candidates for office or other representatives, that they be given reasonable opportunity to vote in elections, that all elections be by secret ballot, and that they be held at least once every three years. Provisions also should be made for recall of officers for misconduct.

I further recommend that the financial transactions of employee and employer representatives be regulated.

Unions should be required to file with the Department of Industrial Relations copies of their constitutions, bylaws or governing rules and practices.

The acceptance of money or anything else of value by any official representative or employee of a union from an employer or his representative with the understanding it will influence the official actions of such union official, representative or employee should be prohibited. Violation would be a misdemeanor.

We also must guard against the possibility that a conflict of interest in a labor union official's business holdings might lead to collusive labor contracts leading to low wages and poor working conditions for the union's members.

Therefore, I recommend that union officials and employees, other than clerical employees, be required to file reports of any stock, bond or other interest they hold in a company with which the union negotiates, in any company which does a substantial part of its business with a company with which the union negotiates or in any company which does business with the union itself. We should also require that they report any payment received directly or indirectly from any employer or any person who acts as an expert, adviser or consultant to an employer.

It is not the intent of these proposals to reveal the strength or weakness of a union so that it would be at a disadvantage in collective bargaining. Similarly it is not the intent that a union official's private financial affairs be laid bare to the public when we do not require that sort of disclosure from any other citizen. It is, however, the intent that union members, for whom the union exists, be permitted to know the financial structure of their organization and be assured that the conduct of their officers in financial affairs touching the union is above reproach.

For that reason, the legislation I propose requires that the reports be confidential, except that they must be made available for inspection by union members upon request and may be used by the department for compilation of statistical data without disclosing the names of the persons or organizations involved.

To assure standards for achieving the same purpose on the management side of the bargaining table, I recommend legislation which would prohibit an employer, or any person who acts as a labor relations expert or representative of an employer from giving any money or other thing of value to a representative of a labor organization with intent to influence his official actions or decisions. Violation of this provision would be a misdemeanor.

Any employer, corporation or association which paid money or any other thing of value for the purpose of influencing employees or their representatives in the collective bargaining process or in their right to

organize, or for the purpose of investigating a labor organization, its members or representatives, would be required to file annual reports of such expenditures.

I propose also that any organization, corporation or consultant receiving such money or thing of value be required to file similar annual reports.

These reports also would be confidential, with the exceptions already noted in connection with the reports of labor organizations and their officials.

I propose also that the terms under which a parent labor organization imposes a so-called trusteeship on a subordinate body be made subject to certain safeguards.

Trusteeship often is a legitimate and necessary device for correcting abuses, eliminating subversive influences, or restoring democracy in a subordinate organization.

But the device sometimes is abused. It has been used in a few instances to restrict rather than to promote democratic procedures.

I propose that a report be required of the parent labor organization, to be filed with the department, setting forth the reasons for imposing the trusteeship.

The legislation I propose would require that during the period of trusteeship it would be unlawful to count the votes of delegates from the subordinate body in any convention or election of officers unless the delegates were chosen by a secret ballot vote among all the members of the subordinate body in good standing.

It also would be unlawful for the parent labor organization to commingle the funds or assets of the subordinate body with its own or to use the subordinate body's funds or assets for any purpose other than expenses of the trusteeship, expenses for conducting the affairs of the subordinate body, or the normal per capita tax and assessments payable by subordinate bodies not in trusteeship.

The trusteeship could be imposed only in accordance with the constitution or bylaws of the parent labor organization. It could not be imposed for any longer than one year, except for good cause shown to the Department of Industrial Relations.

The legislation gives any union member, labor organization or employer the right to seek enforcement of these uniform standards by submitting a petition to the department.

In addition, any person aggrieved by a decision or order of the Department of Industrial Relations relating to this portion of the act would expressly be assured the right to petition the courts for relief.

The department itself would be permitted to promulgate rules and regulations for the implementation of these procedures and would be empowered to take all proceedings necessary for the enforcement of its decisions and orders.

Finally, to obviate the necessity for duplicate and overlapping reports, the legislation provides that any of its provisions subsequently covered by federal law shall become inoperative.

I turn now to an area in which California law has long been deficient. Correcting this deficiency, in my opinion, would assist materially in improving the collective bargaining process and in assuring labor-management peace.

California has no machinery whereby employees working in intra-state commerce may select or reject a union as their collective bargaining representative. The result has been detrimental to the best interests of the employees, of organized labor, of the employers and of the public itself.

I recommend that you approve legislation setting up such machinery.

It would provide that whenever one or more unions claim to represent a majority of employees in a given unit, the labor organization or organizations involved would be permitted to file a petition for a representation election with the Department of Industrial Relations.

The department would be empowered to conduct hearings and to hold self-determination elections among the employees involved to determine what should be an appropriate unit. It also would be empowered to hold secret-ballot elections among employees in the designated unit to determine whether or not they wished to be represented by a union and which union they wanted as their collective bargaining agent. It would certify the union receiving a majority of the votes cast as the collective bargaining representative.

The legislation I propose would provide that following such certification a second election in the designated unit could not be held for at least a year, or until the expiration of a collective bargaining agreement, provided that in any event the restriction not run beyond two years.

This legislation does two things.

It closes the gap in our intrastate collective bargaining machinery, and it corrects what I think is a fundamental error in our present Jurisdictional Strike Act.

That act defines a jurisdictional strike as being, among other things, any concerted refusal to perform work or any other concerted interruption of an employer's operation or business arising out of a controversy between two or more unions over which of them has or should have the exclusive right to bargain with an employer on behalf of his employees.

I respectfully submit that this is a representation, not a jurisdictional dispute. The machinery I have recommended would provide for the resolution of such a dispute, whereas present law merely provides that an injunction to halt economic action may be sought.

A second section of this legislation would provide machinery for the resolution of a true jurisdictional strike, which is correctly defined in the present Jurisdictional Strike Act as a concerted refusal to perform work or any other concerted interruption of an employer's operation or business arising out of a controversy between two or more unions as to which of them has or should have the exclusive right to have its members perform work for the employer.

This section would provide that any employer whose employees become involved in a jurisdictional strike, or any of his employees, or any labor organization involved, may petition the Department of Industrial Relations to determine whether a true jurisdictional strike exists.

Excluded from the definition of a labor organization would be any organization, agency, committee or group which is, in whole or in part, financed, interfered with, assisted financially, dominated or controlled by any employer.

This would eliminate the possibility that an unscrupulous employer whose employees were on strike for other than jurisdictional reasons might encourage or set up a dummy or company union and then petition the courts for an injunction halting the strike on the grounds it was jurisdictional.

Upon the filing of a petition the department would be required to investigate the dispute summarily and within 48 hours either dismiss the petition or issue notice that a hearing would be held to determine whether a true jurisdictional strike exists.

Upon issuance of the notice, any concerted refusal to perform work or any other concerted interruption of an employer's operation or business arising out of the controversy would be required to cease and could not be resumed while the department maintains jurisdiction over the case.

Once the department determined that a true jurisdictional strike exists, the unions involved would have three choices.

They could submit the dispute to a final and binding decision to a tribunal of their affiliated organizations, or they could submit it to arbitration. In both cases, if the department found any concerted refusal to perform work or any other concerted interruption of any employer's operation or business arising out of the controversy, it could order such action to cease and not be resumed.

The third choice would permit the unions by mutual consent to submit the dispute to a final and binding decision by the Department of Industrial Relations. In making its decision, the department would be required to consider rules and working practices in the organizations and industries involved and to make a decision which would be in the public interest.

These choices retain the element of voluntarism. They encourage unions to resolve jurisdictional strikes through their own machinery. And they permit unions to have the State resolve those disputes if they wish.

In any event, harassment of an employer or action detrimental to the public good by the unions involved is prohibited in a true jurisdictional strike.

The department would be empowered to take necessary action to enforce its decisions and orders, and any aggrieved person would have the right of judicial review.

Since this legislation prohibits economic action arising out of a true jurisdictional strike, I recommend that you repeal the present injunctive provisions of the Jurisdictional Strike Act.

Those provisions have not served their purpose. Indeed, they have led to bitterness and strife. They have sometimes been used to throw the power of the courts behind one of the parties in the collective bargaining process.

The legislation I propose would keep government's hand to a minimum in collective bargaining. But it would prohibit economic action involving the public or an employer in a dispute between two unions and at the same time help solve such disputes, something present law fails to do.

In my opinion, the legislation I have outlined here is reasonable.

I am aware that we already have a vast bulwark of criminal laws against fraud, embezzlement, assault and other abuses.

But just as we have found it necessary to enact laws applying to other specific fields, I believe we must today apply specific laws to labor-management relations.

I am certain that the proposals made here are no more—but certainly no less—than was demanded by the people and is required by the circumstances existing in this field.

I believe they meet the tests of being fair and impartial, of being effective, of being neither punitive nor restrictive, and of assisting, not obstructing, the collective bargaining process.

I would hope and expect that reasonable men on both sides of the bargaining table, men of every political persuasion could agree on their merit and their necessity.

It is with confidence, therefore, in the judgment of all parties concerned that I recommend that this Legislature enact these proposals into law.

Message read, and ordered printed in the Journal.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, JANUARY 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 5.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, JANUARY 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 23

Assembly Concurrent Resolution No. 24

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Concurrent Resolution No. 23—Relative to the continuance of the Joint Interim Committee on Water Resources Development Problems.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 24—Relative to the School of Education of the University of Southern California.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 24, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 24

Assembly Concurrent Resolution No. 24—Relative to the School of Education of the University of Southern California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Coombs, Doherty, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 34

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 34—Relative to commending Walter Kane of Bakersfield, and congratulating him on being named "Man of the Year in Traffic Safety."

Request for Unanimous Consent

Senator Stiern asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 34, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 34

Assembly Concurrent Resolution No. 34—Relative to commending Walter Kane of Bakersfield, and congratulating him on being named "Man of the Year in Traffic Safety."

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Legislative Representation

CALIFORNIA LEGISLATURE
SENATE, January 20, 1959

Mr. J. A. Beck
Secretary to the Senate
State Capitol
Sacramento, California

DEAR MR. BECK: This is to inform you that the Senate Committee on Legislative Representation has elected Senator Hugo Fisher, Chairman, and Senator Stanley Arnold, Vice Chairman, and Mrs. Margaret Smith, Secretary, of the committee.

Very truly yours,

JOHN A. MURDY, JR., Organization Chairman

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 13, 1959

MR. PRESIDENT: The Senate Committee on Rules today accepted the resignations of Senator John J. Hollister, Jr. from the Standing Committee on Elections, and Senator Hugo Fisher from the Standing Committee on Public Utilities, and made the following appointments to fill the vacancies:

Public Utilities—Senator John J. Hollister
Elections—Senator Hugo Fisher.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 20, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed members to serve on interim committees to fill existing vacancies, as follows:

Commerce and Economic Development—Senators J. Eugene McAteer and Hugo Fisher

Secondhand Dealers and Auctioneers—Senator Luther E. Gibson.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 1—Approving six certain amendments to the charter of the County of San Diego, State of California, submitted to, voted for, and ratified by the qualified electors of said county at a general election held therein on June 3, 1958;

Senate Concurrent Resolution No. 4—Approving amendments to the charter of the City of Burbank, County of Los Angeles, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the third day of June, 1958;

Senate Concurrent Resolution No. 7—Approving a certain amendment to the charter of the City of Newport Beach, a municipal corporation in the County of Orange, State of California, voted for and ratified by the qualified electors of said city at a special election held therein on November 4, 1958;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 20th day of January, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 9

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 10

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 20, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 15

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, SACRAMENTO, January 20, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 8

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 172: By Senators Gibson, Byrne, Teale, and Christensen—An act to add Article 4 (commencing at Section 17750) to Chapter 2 of Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Referred to Committee on Business and Professions.

Senate Bill No. 173: By Senator Burns—An act to amend Section 19534 of the Business and Professions Code, relating to horse racing days in counties of the third class.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 174: By Senator Murdy—An act to add Section 2351 to the Agricultural Code, relating to deposit of funds.

Referred to Committee on Agriculture.

Senate Bill No. 175: By Senator Murdy (Co-authors Assemblymen Hanna and Sumner)—An act to amend Section 100 of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), relating to the dissolution of drainage districts.

Referred to Committee on Local Government.

Senate Bill No. 176: By Senator Murdy (Co-authors Assemblymen Hanna and Sumner)—An act to validate certain actions relating to the annexation of property to cities and to the zoning of such property, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 177: By Senator Johnson—An act to add Division 19 (commencing at Section 70000) to the Water Code, relating to levee districts.

Referred to Committee on Water Resources.

Senate Bill No. 178: By Senator Johnson (At the request of the Department of Agriculture)—An act to amend Sections 12607 and 12611 of the Business and Professions Code, relating to commodities sold in containers.

Referred to Committee on Agriculture.

Senate Bill No. 179: By Senator Richards—An act to amend Section 316 of the Unemployment Insurance Code, relating to publication of information.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 180: By Senator Richards—An act to amend Section 2675 of the Unemployment Insurance Code, relating to unemployment compensation disability benefits.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 181: By Senator Richards—An act to amend Section 1257 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 182: By Senator Richards—An act to add Section 1282 to the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 183: By Senator Richards—An act to amend Section 1252 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 184: By Senator Richards—An act to amend Sections 937, 938, and 939 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 185: By Senator Grunsky—An act to amend Section 26104 of the Government Code, relating to advertising by county board of supervisors.

Referred to Committee on Local Government.

Senate Bill No. 186: By Senator Grunsky—An act to add Section 3417.1 to, and to amend Section 3418 of, the Education Code, and to add Section 2228.5 to, and to amend Section 2229 of, the Education Code as proposed by Senate Bill No. 2, relating to school district organization.

Referred to Committee on Education.

Senate Bill No. 187: By Senator Grunsky (At the request of Department of Education)—An act to amend Section 3898 of the Education Code, and to amend Section 2468 of the Education Code as proposed by Senate Bill No. 2, relating to reorganization of school districts.

Referred to Committee on Education.

Senate Bill No. 188: By Senator McCarthy—An act to amend Section 73771 of the Government Code, relating to the municipal court in the Central Judicial District of Marin County.

Referred to Committee on Local Government.

Senate Bill No. 189: By Senator McCarthy—An act to amend Section 305 of the Corporations Code, relating to permissible provisions in articles of incorporation.

Referred to Committee on Judiciary.

Senate Bill No. 190: By Senator McCarthy—An act to amend Sections 1672 and 1673 of, and to add Section 1670.1 to, the Elections Code, relating to county ballot measures.

Referred to Committee on Elections.

Senate Bill No. 191: By Senator McCarthy—An act to amend Section 11042 of the Insurance Code, relating to fraternal benefit societies.
Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 192: By Senator McCarthy—An act to amend Section 11041 of the Insurance Code, relating to fraternal benefit societies.
Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 193: By Senator McCarthy—An act to amend Section 4500 of the Penal Code, relating to penalties for assaults by prison inmates.

Referred to Committee on Judiciary.

Senate Bill No. 194: By Senators Thompson, Richards, Beard, Erhart, Hollister, and Dolwig.—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

Referred to Committee on Public Health and Safety.

Senate Bill No. 195: By Senator Regan—An act to amend Section 4650 and to repeal Section 4652 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 196: By Senator Regan—An act to amend Section 3207 of and to add Section 4669 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 197: By Senator Regan—An act to repeal Section 4702 of the Labor Code, and to add Section 4702 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 198: By Senator Regan—An act to amend Section 4702 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 199: By Senator Regan—An act to repeal Sections 4451 and 4452 of the Labor Code, and to amend Sections 4453, 4455 and 4460 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 200: By Senator Regan—An act to add Section 4664 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 201: By Senators Dilworth and Farr—An act to add Sections 20407 and 20408 to the Education Code, and Sections 24358 and 24359 to the Education Code as proposed by Senate Bill No. 2, relating to the establishment of teacher training centers by state colleges, and making an appropriation therefor.

Referred to Committee on Education.

Senate Bill No. 202: By Senator Byrne (At the request of Department of Agriculture)—An act to amend Section 205.5 of the Agricultural Code, relating to the State Livestock Sanitary Committee.

Referred to Committee on Agriculture.

Senate Bill No. 203: By Senator Byrne (At the request of Department of Agriculture)—An act to amend Section 1096.3 of the Agricultural Code, relating to livestock remedies.

Referred to Committee on Agriculture.

Senate Bill No. 204: By Senator Thompson—An act to amend Section 70046.1 of the Government Code, relating to court reporters.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 205: By Senator Collier—An act making an appropriation to the Transportation Rate Fund, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 206: By Senator Collier—An act to add Section 117n to the Code of Civil Procedure, relating to appeals from judgments of small claims courts.

Referred to Committee on Judiciary.

Senate Bill No. 207: By Senator Burns—An act to amend Sections 2801 and 2804 of the Unemployment Insurance Code, relating to unemployment compensation disability benefits.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 208: By Senator Farr (At the request of Department of Education)—An act to amend Sections 7031.2 and 7031.3 of the Education Code and Sections 1765.3 and 1765.4 of the Education Code as proposed by Senate Bill No. 2, relating to the apportionment of the State School Fund.

Referred to Committee on Education.

Senate Bill No. 209: By Senators Teale, Miller, Erhart, Thompson, Cobey, Richards, Arnold, Montgomery, and Burns (At the request of Governor)—An act to add Chapter 9 (commencing with Section 1151), to Part 3, of Division 2, of the Labor Code, relating to labor organizations.

Referred to Committee on Labor.

Senate Bill No. 210: By Senator Teale—An act to amend Section 4954 of the Education Code, and Section 3304 of the Education Code as proposed by Senate Bill No. 2, relating to discontinuance of elementary schools in unified school districts.

Referred to Committee on Education.

Senate Concurrent Resolution No. 11: By Senator McAteer—Relative to highway improvements by the Department of Public Works.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 12: By Senator Shaw—Relative to approving the charter of the City of Needles, County of San Bernardino, State of California, ratified by the qualified electors of said city at a special election held therein on the third day of June, 1958.

Request for Unanimous Consent

Senator Shaw asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 12, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 12

Senate Concurrent Resolution No. 12—Relative to approving the charter of the City of Needles, County of San Bernardino, State of California, ratified by the qualified electors of said city at a special election held therein on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cobey, Coombs, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slatery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 13: By Senator Berry—Relative to State Highway Route 38 (Sign Route 89) around Emerald Bay.

Referred to Committee on Transportation.

Senate Joint Resolution No. 5: By Senator Collier—Relative to the curtailment of service by the Southern Pacific Company.

Referred to Committee on Public Utilities.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 9—Relative to continuance of the Joint Committee on Water Problems.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Concurrent Resolution No. 9?

Amendment No. 1

On page 1, line 12, of the printed measure, strike out the paragraph numbered "2", and insert

"2. The committee is authorized to act during this session of the Legislature, including any recess, but not later than the sixtieth calendar day of the session with authority to file its final report not later than that date."

The roll was called, and the Senate concurred in Assembly amendment to Senate Concurrent Resolution No. 9 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan,

Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Above resolution ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 46—An act to amend Sections 35100, 35101, 35102, and 35106 of, to repeal Sections 35107, 35108, 35109, 35110, and 35111 of, to add Sections 35107, 35108, and 35109 to, and to amend and renumber Sections 35112 and 35113 of, the Water Code, relating to California water districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

ADJOURNMENT

At 3.52 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, January 21, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

ELEVENTH LEGISLATIVE DAY

THIRTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, January 21, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, to Thee we lift our voices with our hearts as we begin these deliberations. We pray for an awakened eagerness to be worthy of the trust our fellow citizens have placed in us. Grant us to be humble in our own judgments and give to us wisdom to think of and plan for the welfare of the people and the communities of this State. May Thy will be done—now and ever. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Dilworth, on motion of Senator Williams, due to legislative business.

Senator Teale, on motion of Senator Arnold, due to legislative business.

Senator Short, on motion of Senator Beard, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Larchmont School, Sacramento: Randal Baron, Gerald Brock, Johan Cardella, Dennis Carter, Michael Carter, Darrell Chambers, Russell Collins, Sandra Coon, Danny Gillett, Chris Kelley, Valarie

Latzen, Michael McCook, Christine McHolland, Margaret McHugh, Diana Miles, David Newmeyer, Randall Roberts, Calvin Saunders, Cherylann Smith, Rosemary Speer, Arleen Strew, Bonita Thorstad, Dennis Vincent, Michael Wasina, Melvin Welty, Billy Whitten, Jeannie Whitter, James Call, Danny Catlitt, Bobby Dwyer, Donald Eoff, Steven Macky, Clifford Mallory, Joseph Mapes, John Peckham, Ernest Storey, William Sutton, Joseph Valenzuela, Geoffrey Meade, Barbara Archer, Kathleen Brace, Darlene Cluckiy, Phyllis Call, Carol Cudd, Cathyrine Feldman, Mary Furneaux, Christine Glidden, Sherrill Kelley, Erin Lorton, Sandra Wright, Cathrine Robinson, Valli Seals, and Linda Slackman.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lewis Lipton and Mr. Franklin L. Barnes, of San Diego.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Conway, of San Pedro.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gordon Abbott of San Jose and Mrs. John F. Thompson, wife of Senator Thompson.

On request of Senators Thompson and Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Frederick Harper, of Oakland.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Martha Robertson, teacher and Mrs. Zacharias, Mrs. Nevin, Mrs. Hansen, Mrs. Smith and Mrs. Sutti, parents, and the following students of the Franklin Elementary School, Sacramento: Donald Hansen, Walter Immoos, Bob Kamerer, Rod Kamerer, Karaen Kneppel, Steve Lawrence, Lisa Lima, Mary Lima, Tony Lima, Penny Nevin, Jennie Rau, Dennis Rau, Diana Rubb, David Sherman, Paul Schmidt, Leon Schmidt, Jackie Smith, Barbara Sutti, Cheryl Zacharias, and John Tescher.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sgt. Johannes P. Olsen and M Sgt. Gunnar Rasmussen, both of Denmark.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Blaine A. Dewey and Mr. Jack Fries, adults, and the following students of the Plainsburg Union Elementary and the Le Grand Elementary Schools of Le Grand:

Plainsburg Union Elementary pupils: Kenneth Carr, Douglas Higgins, Kitt Kahl, Albert Huerta, Dennis O'Hagan, Leo Snyder, Linda Allen, Rubbizell Brown, Shirley McKay, and Margaret Regalo.

Le Grand Elementary School pupils: George Brumbaugh, Bob Culpepper, Butch Glasgow, Steven Hall, Gaspar Hernandez, Millard Ketter, Nolan Mills, David Moore, John Morgan, Mike Padilla, Walt Potter, Mike Ritchey, John Sanchez, Frank Swiggart, Joe Torres, Keith Turner, Betty Cardenas, Delane Cope, Andrea Flores, Anita Flores, Linda Gasper, Linda Gore, Zozima Hernandez, Donna Locke, Caroline Souza, Janet Swiggart, Mary Ann Swiggart, Sue Wilson, and Mary Lovato.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 20, 1959

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol
Sacramento, California

DEAR MR. BEEK: Senate Concurrent Resolution No. 90, Chapter 250 of Resolutions, Statutes of 1957, requests that the California Highway Commission transmit to each House of the Legislature at the commencement of each annual session a report dealing with the policy of the commission on freeway route adoptions.

Six copies of the commission's report for the calendar year 1958 are submitted herewith.

The report was prepared to show Members of the Legislature the extent of the public's participation in the freeway route determinations made by the California Highway Commission during 1958. It includes details of the 11 public hearings held by the commission and the 39 public meetings held by the Division of Highways.

Sincerely,

ROBERT B. BRADFORD, Director of Public Works

Enc.

Reports ordered filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 3

Senate Concurrent Resolution No. 10

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, January 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 25

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 25—Relative to the new Flag of the United States of America.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 37

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 37—Approving the amendment to the charter of the County of Alameda voted for and ratified by the electors of said county at an election held therein on the third day of June, 1958.

Request for Unanimous Consent

Senator Holmdahl asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 37, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 37

Assembly Concurrent Resolution No. 37—Approving the amendment to the charter of the County of Alameda voted for and ratified by the electors of said county at an election held therein on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, January 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 46

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 21, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 8

And reports the same correctly engrossed.

BURNS, Chairman

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Resolution No. 15—Relative to a geological survey of the area of the site of the proposed Oroville Dam.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

Strike out the first "WHEREAS" clause and insert

"WHEREAS, It has been suggested that the site of the proposed Oroville Dam is in a critical geological area; and".

Amendment No. 2

Between the first and second "*Resolved*" clauses insert

"*Resolved*, That the Department of Water Resources be requested to secure from the United States Bureau of Reclamation and the Corps of Engineers any available studies of geological conditions in the area of the site of the proposed Oroville Dam and to consider such studies in its survey under this resolution and to make such studies available to the Legislature; and be it further".

Amendments read, and adopted.

Resolution ordered amended and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 46—An act to amend Sections 35100, 35101, 35102, and 35106 of, to repeal Sections 35107, 35108, 35109, 35110, and 35111 of, to add Sections 35107, 35108, and 35109 to, and to amend and renumber Sections 35112 and 35113 of, the Water Code, relating to California water districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 8—Relative to the continuance of the Joint Judiciary Committee on Administration of Justice.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Collier:

SENATE CHAMBER, SACRAMENTO, January 21, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the

Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 139—An act to amend Sections 140 and 161 of, and to add Section 160.2 to, the Vehicle Code, and to amend Section 4606 of, and to add Sections 4014 and 4611 to, the Vehicle Code as proposed by Assembly Bill No. 5, and to add Section 10787 to the Revenue and Taxation Code, relating to vehicle registration, and declaring the urgency thereof to take effect immediately.

Respectfully submitted.

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 21, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Collier:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 139.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Delwig, Donnelly, Echart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

Chief Assistant Secretary Lachlan M. Richards at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 211: By Senator Hollister—An act to amend Section 24757 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 212: By Senator Regan—An act to repeal Sections 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, 1435.10, 1435.11, 1435.12, 1435.13, 1435.14, 1435.15, 1435.16, 1435.17, 1435.18, 1435.19, 1435.22, 1435.24, 1435.25, 1435.26, 1435.27, 1435.28, 1435.29, 1435.30, 1435.31, 1435.33, 1435.37, and 1435.39 of the Probate Code, and to amend Sections 1435.1, 1435.2, 1435.3, and 1529 of said code, and to amend and renumber Sections 1435.20, 1435.21, 1435.23, 1435.32, 1435.34, 1435.35, 1435.36, and 1435.38 of said code, and to add Sections 1435.4, 1435.5, 1435.9, 1435.15, 1435.16, 1435.17, and 1435.18 to said code, and to amend Sections 172, 172a, 1242, and 1243 of the Civil Code, and to add Section 172b to said code, relating to transfer and encumbrance of community and homestead property when a spouse is incompetent.

Referred to Committee on Judiciary.

Senate Bill No. 213: By Senator McAteer—An act to add Section 17531.1 to the Business and Professions Code, relating to packaging of unassembled toys.

Referred to Committee on Business and Professions.

Senate Bill No. 214: By Senator Johnson—An act to create the Yuba County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Yuba County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses, and for co-operation and contracts with any entity.

Referred to Committee on Water Resources.

Senate Bill No. 215: By Senator Dolwig—An act to amend Sections 6075 and 6077 of the Harbors and Navigation Code, relating to harbor districts.

Referred to Committee on Local Government.

Senate Bill No. 216: By Senators Beard and Regan—An act to amend Sections 632 and 634 of the Code of Civil Procedure, relating to civil actions.

Referred to Committee on Judiciary.

Senate Bill No. 217: By Senators McCarthy and McAteer—An act to amend Sections 28816 and 28958 of, to add Section 29126.1 to, and to repeal Section 28972 of, the Public Utilities Code, relating to the San Francisco Bay Area Rapid Transit District.

Referred to Committee on Local Government.

Senate Bill No. 218: By Senator Arnold—An act to add Section 4305 to the Fish and Game Code, relating to deer.

Referred to Committee on Fish and Game.

Senate Bill No. 219: By Senator Arnold—An act to amend Section 1326 of the Penal Code, relating to subpoenas in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 220: By Senator Christensen—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control, and making an appropriation.

Referred to Committee on Water Resources.

Senate Bill No. 221: By Senator Christensen—An act to add Section 330 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 222: By Senator Donnelly—An act to add Chapter 3.8 (commencing at Section 20715) to Division 10 of the Education

Code, and to add Article 10 (commencing at Section 25151) to Chapter 13 of Division 18 of the Education Code as proposed by Senate Bill No. 2, relating to state colleges, and making an appropriation therefor.

Referred to Committee on Education.

Senate Bill No. 223: By Senators Shaw and Richards—An act to add Section 330 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 224: By Senator Fisher. An act to add Article 5 (commencing with Section 34900) to Chapter 7, Part 1, Division 2, Title 4 of the Government Code, relating to cities.

Referred to Committee on Local Government.

Senate Bill No. 225: By Senators Farr, Grunsky, Beard, Regan, Rattigan, Dolwig, Christensen, Richards, Cobey, Shaw, and O'Sullivan—An act adding a new division to be numbered fifth to the Civil Code to be named "Secured Transactions Involving Personal Property," relating to the creation and enforcement of security interests in all kinds of personal property and crops, including the assignment of rents as security, defining the rights of the parties thereto and as against third parties, excepting therefrom certain statutory liens, and repealing the following sections of the Civil Code: Sections 2892, 2955 to 2978 inclusive, Sections 2980, 2988, 2996, Sections 3000 to 3011 inclusive, Sections 3012 to 3016.16 inclusive, Sections 3017 to 3029 inclusive, Sections 3030 to 3043 inclusive; and amending Sections 955, 955.1, 2897, 2922, 2924, 2933, 2934, 2980.5, 3440, 3440.1; amending Section 726 of the Code of Civil Procedure; and amending Section 504a of the Penal Code; providing that transactions entered into before the effective date of this act shall be governed by the laws then in effect; and providing that this act shall take effect on July 1, 1960.

Referred to Committee on Judiciary.

Senate Bill No. 226: By Senators Coombs and Gibson (Co-author Assemblyman Samuel R. Geddes)—An act to add Chapter 3.9 (commencing with Section 20721), to Division 10, of the Education Code and to add Article 13 (commencing with Section 25301), to Chapter 13, of Division 18, of the Education Code as proposed by Senate Bill No. 2, relating to state colleges, and making an appropriation therefor.

Referred to Committee on Education.

Senate Constitutional Amendment No. 2: By Senator Coombs—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2.5 to Article XIII, relating to the assessment of property used for agricultural purposes.

Referred to Committee on Revenue and Taxation.

RESOLUTIONS

The following resolution was offered:

By Senators McAtcer and Richards:

Senate Resolution No. 27

Relating to 1960 Republican Convention site

WHEREAS, The people of California are anxious that our State be host for the 1960 national conventions; and

WHEREAS, The Democratic Party has already decided to stage its 1960 National Convention in Los Angeles; and

WHEREAS, Excellent facilities are available to hold the Republican National Convention in either San Francisco or Los Angeles; and

WHEREAS, Newspaper reports state that Vice President Richard Nixon has indicated that he prefers Chicago as a site for the convention rather than his own State of California because of "political involvements"; and

WHEREAS, The best interests of his home state indicate that every effort should be used by Vice President Nixon to bring the 1960 Republican Convention to California; now, therefore, be it

Resolved by the Senate of the State of California, That Vice President Richard Nixon is urged to exert the full influence of his powerful position of Vice President and titular head of the Republican Party to have either San Francisco or Los Angeles selected as the site for the 1960 Republican Convention; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit a copy of this resolution to Vice President Richard Nixon.

Resolution read.

MOTION TO RE-REFER SENATE RESOLUTION NO. 27

Senator McCarthy moved that Senate Resolution No. 27 be re-referred to the Committee on Rules.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Senator Fisher asked for and was granted unanimous consent to have the following communication from the State Department of Water Resources printed in the Journal:

STATE OF CALIFORNIA
DEPARTMENT OF WATER RESOURCES
SACRAMENTO, January 9, 1959

*Honorable Hugo Fisher
40th Senatorial District
State Capitol
Sacramento, California*

DEAR SENATOR FISHER: In response to your request when you were in my office on January 8, 1959, we are pleased to furnish the following information concerning geologic exploration of the Oroville Dam site and the studies that have been made of the site from the standpoint of its suitability for the large dam proposed.

Geologic explorations at Oroville Dam site have been conducted by the United States Army Corps of Engineers, the United States Department of Interior, Bureau of Reclamation, and by the California State Department of Water Resources.

The Corps of Engineers completed two diamond drill holes, one each in the right and left abutments, in the spring of 1944, with a total length of 282 feet. During May and June, 1947, the Bureau of Reclamation completed six diamond drill holes with a total length of 700 feet.

The preliminary phase of geologic exploration at Oroville Dam site by the State of California, was started in September, 1952, and was carried on until October, 1954. During this period, 44 diamond drill holes with an aggregate footage of 5,369 feet were completed at the dam site. In addition, exploratory tunnels and associated drifts were completed in each abutment with an aggregate length of 2,286 feet. Results of this exploration are presented in a report by the Department of Public Works, Division of Water Resources, entitled, "Geologic Report on Preliminary Exploration of the Oroville Dam Site, Butte County, California," May, 1955.

Upon appropriation of funds to initiate the preparation of final design of the Oroville Dam in 1956, the final phase of geologic exploration of the site was started and has continued to the present time. Because of the unprecedented magnitude of this dam, a more extensive exploration program has been carried out than is ordinarily considered necessary. In fact, Oroville Dam site has been more extensively investigated prior to initiation of actual construction than has been the case with any other dam of which I am aware.

During this final phase of the exploratory program, a total of 48 diamond drill core holes with a total length of 5,558 feet have been drilled. Two additional exploratory tunnels with numerous crosscuts have been driven with a total length of 2,254 feet. The rock types and structures penetrated by these drill holes and exploratory tunnels have been carefully logged and photographed, and geologic maps, profiles and sections prepared to show these data. Supplementing these geologic maps and sections, a three-dimensional "peg model" showing graphically the location and formations penetrated by all the drill holes and exploratory tunnels has been constructed and is being currently kept up to date at the Oroville office.

In addition, laboratory experiments have been conducted on representative core samples to determine the structural properties of the rocks. This work has been done in both the United States Bureau of Reclamation's laboratory in Denver, Colorado, and the University of California's laboratory at Berkeley. These laboratory tests were supplemented by seismic explorations to evaluate the elastic properties of the rock in place. This work was under the direction of Mr. Dart Wantland of the United States Bureau of Reclamation.

In 1957, the two exploratory tunnels, one on either abutment, each penetrated a zone in which weathering of the rock has progressed to substantially greater depths than over most of the site. Subsequently in 1958, these so-called "shear zones" have been more thoroughly explored to determine their exact extent.

After the shear zone on the left abutment was exposed for detailed examination by the exploratory tunnel, it was carefully examined by Mr. Roger Rhoades, Consulting Geologist. In a letter dated June 28, 1957, he expressed the opinion that, although this shear zone presented a design problem, there appeared to be no reason why an adequate dam of the height contemplated could not be safely constructed at this site. The concluding paragraph of the letter is quoted as follows:

"In summary, the adit has disclosed details of the conditions within this sheared and weathered zone, and have accordingly clarified our understanding of the zone, but, in my opinion, the

feasibility of constructing a dam is not jeopardized by any condition that has been disclosed. Clearly substantial remedial measures will be required in this zone and probably in others. This is not an uncommon condition in the foundations of large dams. In fact, it is a very rare dam site that does not require locally intensive remedial measures. The measures that would be required here will not be unique in character—this zone will be amenable to treatment by standard procedures of construction.”

These zones of limited length and variable thickness contain sheared and somewhat weathered rock. They represent ancient structural features associated with the geologic development of the Sierra Nevada Mountain system. Ancient shear zones of this type are very common throughout the mountainous areas of the State and are quite distinct from the large, well known faults which cause the great percentage of earthquakes in California. These great faults, in contrast with the ancient small shear zones, are extensive in length and width. For example, the great San Andreas fault is clearly traceable for over 650 miles from the Mexican border to Point Arena in Northern California, and crushed and broken rock zones exceed one-half mile in thickness.

Active faults of this type are centered many miles from the Oroville Dam site. For example, two active faults in Northern California, the San Andreas and Hayward, are respectively 110 and 140 miles west from the dam site. To the east, approximately 90 miles from the dam site, the northern extension of the Sierra Nevada fault zone is active.

These major active fault systems account for the great percentage of recorded earthquakes in California. Recent seismicity studies by the State, indicate that Oroville Dam site is in an area of relatively light seismic activity. For example, Dr. C. F. Richter, Professor of Seismology, California Institute of Technology, indicates in his “Seismic Regionalization” map of California, that Oroville Dam site, located in the Sierra Nevada area, is in one of several areas of least potential seismic activity in California.

Dr. Perry Byerly, Professor of Seismology, University of California at Berkeley, the department’s consultant on seismicity, has examined the records of exploration at Oroville Dam site and stated:

“There are two shear zones in the rock foundation of the proposed Oroville Dam. The seismological record of the area indicates that these are not connected with active faults. Motion on them need not be feared. Mountainous regions of the earth are seamed with dead faults.”

There are no active faults within or near the Oroville Dam site.

Despite the remoteness of the Oroville Dam site from known seismic areas, the standard structural practices of applying earthquake forces in design in California are being followed.

In June, 1956, immediately after authorization of the final design studies of Oroville Dam, a consulting board of eminent experts in this field was retained to advise the department and review our work. This board consists of Messrs. John J. Hammond, Raymond A. Hill, Roger Rhoades, Byram W. Steele, and B. E. Torpen. In addition to this board, Mr. Augustine H. Ayers was retained to give advice on construction problems and cost estimating.

Mr. Hammond, consulting civil engineer, was until retirement, Chief of Dam Design for the United States Bureau of Reclamation in Denver, Colorado, in which position he had been intimately connected with the design of all dams for the Bureau of Reclamation in the 17 western states. In his present capacity as consulting engineer, he has had international practice and has been called in consultation on dam design projects in Japan and other foreign countries.

Mr. Hill, member of the consulting engineering firm of Leeds, Hill and Jewett in Los Angeles, has designed several dams in the State of California, as well as other parts of the United States. In addition, Mr. Hill had been called in consultation on design of dams in Pakistan, Australia, and in the middle eastern countries.

Mr. Rhoades, consulting engineering geologist, was formerly Chief Geologist for the United States Bureau of Reclamation in Denver, Colorado, and for the Tennessee Valley Authority. Since entering the field of consulting engineering geology in 1952, he has been retained on the design of several dams in the State of California, as well as dams for the Snowy Mountain Authority in Australia, and dams in Pakistan. Of particular interest, in the present instance, is his association with the Bechtel Corporation in the design of the Swift Creek Dam in Washington, one of the highest embankment dams in the world.

Mr. Steele, consulting civil engineer, has had a long career in the design of masonry dams beginning with the Bureau of Reclamation's Arrowrock Dam in Idaho. After his work with the Bureau of Reclamation, he joined the United States Corps of Engineers and was for many years employed in the Chief of Engineer's office in a consulting capacity where he reviewed and assisted in the design of nearly all of the Corps of Engineers' dams constructed in the last 20 years. Since his retirement in 1951 he has engaged in the practice of consulting engineering in connection with dam design both in this Country and abroad.

Mr. Torpen, consulting civil engineer, has been engaged in dam design and allied civil engineering work for the past 40 years. His work embraced assignments in South America, the Soviet Union, and India, as well as extensive work in the United States. During the years 1933 to 1952, he was with the United States Corps of Engineers engaged principally in the design of dams in the Pacific Northwest. At the present time he is with the Pacific Power and Light Company in Portland, Oregon, in a consulting capacity on dams and power development.

Mr. Augustine H. Ayers, consulting civil engineer, has been identified with heavy construction work since 1924. From 1930 to 1936, he was Chief Engineer for Six Companies, contractors for the construction of Hoover Dam. From 1936 to 1953, he was connected with the Utah Construction Company as engineer and project manager. In this capacity, he worked on a large number of projects, including the Delaware aqueduct tunnels for the City of New York, the Nantaballa Dam, and many other large projects. Since 1953, he has engaged in private practice of civil engineering as consultant on a number of dam projects, including Swift Dam in Washington, Mammoth Pool Dam in California, and construction work in Australia.

Since the formation of the Oroville Dam Consulting Board in 1956, eight meetings have been held. At these meetings the members of the board have given particular attention to the geologic exploration of the dam site, reviewing the work performed and giving advice as to additional exploration which should be carried out. The designs of five alternative types of dams studied for the Oroville site were carefully reviewed by the board with particular reference to the foundation conditions. Culminating this study and review on November 14, 1958, the members of the consulting board and Mr. Ayers prepared a written recommendation to the Department, stating that in their opinion the Oroville site was suitable for an embankment type of dam which would be safe and economical to construct. The pertinent conclusion of the board is quoted as follows:

“ . . . The board believes, however, that the site is suitable for an embankment type of dam having conservative dimensions and that such a dam would be safe and economical to construct . . . ”

At this meeting, the Oroville Dam Consulting Board also recommended a further exploration program directed particularly to furnish the further information required for final design and to reduce the possibility of encountering unanticipated foundation problems during construction. This program includes additional geologic investigations; the drilling of 36 shallow core holes for the stability section; 23 deep core holes in the impervious and cutoff section; 21 deep core holes in structure areas such as intake site, powerhouse site, and diversion tunnels; 7 shallow core holes in spillway channel; and an exploration tunnel in the intake area.

From the foregoing description, it is evident that a very thorough geologic investigation of the Oroville Dam site has been made and carefully considered by eminently qualified experts. There is no question but that the embankment type of dam can be constructed at this site with no hazard whatsoever.

If you should require additional information, please do not hesitate to call upon me.

Very truly yours,

HARVEY O. BANKS, Director

ADJOURNMENT

At 3.35 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Thursday, January 22, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWELFTH LEGISLATIVE DAY

FOURTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, January 22, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Oh God, help us to be honest in Thy sight and before all men. Make us sincere in the things we say and do. May we not wish to profit by that which robs others. Make us honest with ourselves, that we fall not into the snare of "thinking more highly of ourselves than we ought to think." Help us each day to bring the best we are and the best we know to the work we do. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Dilworth, on motion of Senator Williams, due to legislative business.

Senator Hollister, on motion of Senator Burns, due to legislative business.

Senator Short, on motion of Senator Beard, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold R. Uren, principal, and the following students from Wilson Elementary School, Sutter County: Sally McClellan, Tommy Aldereate, Don Weiler, and James McCurry.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Glenn Hildebrand, principal, Miss Doris Long and Mr. Robert Thomson, teachers, Mrs. Betty Rose, Mrs. Peggy Carpenter and Mrs. Yo Oji, parents, and the following students of the Central Gaither Union Elementary School, of Yuba City: George Carpenter, Ruby Dearduff, John Greathouse, Nancy Harris, John Magenheimer, David Odom, Arden Oji, Betty Rose, Doyle Trimble, Ronnie Trimble, Mary Ramirez, Terry Wallace, Phyllis Watkins, Kathleen Wilbanks, Rashokaur Chima, and Morishige Yuasa.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Roy A. Payne and Mr. Carl McNeil, adults, and the following students of the Pleasant Grove Union Elementary School, of Pleasant Grove: Gordon Colby, Terry Cuquet, Beverly Davis, Darlene Davis, Joyce Davis, George Davis, Marie Gillis, Audrey Kent, Joey Mellow, George Rosenberg, Nicki Shultz, Shelia Stone, Edward Walker, Dennis Young, and Madeline Morgan.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Pierce, General Manager, Bay Area Rapid Transit, San Francisco.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 16, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

ARNOLD L. MORSE, a resident of Sacramento; was graduated from the University of California Dental School in 1916; practiced dentistry in Stockton from 1919 to 1951, when he retired; since then has devoted his time to cattle and ranching activities in Amador and San Joaquin Counties; has been a member of the California Unemployment Insurance Appeals Board since April, 1955;

Member, California Unemployment Insurance Appeals Board, vice self, for the term prescribed by law, ending January 1, 1963.

MASON LETTEAU, a resident of Inglewood; president of Inglewood Memorial Park Cemetery in Inglewood; also chairman of the board of Eternal Hills Cemetery in Oceanside and member of the Pacific View Memorial Park Cemetery in Newport Beach, and a director of the National Association of Cemeteries;

Member, Cemetery Board, vice Earl Truscott, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 21, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

WILLIAM H. JENNINGS, an attorney and resident of La Mesa; served as Member, California Water Board, from August 5, 1958, to January 5, 1959; has won wide recognition as an expert on water matters. He is legal consultant to the International Water and Boundary Commission of the United States and Mexico and of the Colorado River Board of California; has served since 1936 as the general counsel of the Helix Irrigation District and the San Diego County Water Authority since 1947.

He is chairman of the State Water Policy Committee of the California Irrigation Districts Association and has been a member of that group's attorneys committee since 1936;

Member, California Water Commission, vice self, interim appointee, for the term prescribed by law, ending January 15, 1962.

MRS. CARMEN WARSCHAW, a resident of Los Angeles; holds an A.B. degree in social work from the University of Southern California and is a member of the honorary sociological fraternity, Alpha Kappa Delta; formerly was employed as a social worker in the old State Relief Administration; currently is a member of the board of the Los Angeles County Conference on Community Relations and the Jewish Centers Association and a member of the Camp Bureau of the Welfare Planning Council of Los Angeles;

Member, Social Welfare Board, vice Mrs. Sue Frankley, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 2

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, January 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Concurrent Resolution No. 6

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 6, at this time, for consideration of Assembly amendments.

Motion to Suspend Senate Rule 29.1

Senator Burns moved that Rule 29.1 of the Standing Rules be suspended for the purpose of considering Senate Concurrent Resolution No. 6.

The roll was called, and Standing Rule 29.1 was suspended by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 6—Relative to the adoption of the Joint Rules of the Senate and Assembly.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Concurrent Resolution No. 6?

Amendment No. 1

On page 2 of the printed measure, in lines 31 and 32, strike out "and shall not require a vote to authorize their introduction,".

Amendment No. 2

On page 3, strike out lines 6 to 25, inclusive, and insert

"8.5. No bill shall be introduced unless it is contained in a cover attached by the Legislative Counsel and unless it is accompanied by a digest, prepared and attached to the bill by the Legislative Counsel, showing the changes in the existing law which are proposed by the bill. If any bill is presented to the Secretary of the Senate or Chief Clerk of the Assembly for introduction which does not comply with the foregoing requirements of this rule the Secretary or Chief Clerk shall return it to the member who presented it.

The digest shall be printed on the bill as introduced in distinctive type upon the lower part of the first page thereof."

Amendment No. 3

On page 3, line 51, strike out "thirteenth", and insert "thirtieth".

Amendment No. 4

On page 4, line 43, after "requests", insert "by members".

Amendment No. 5

On page 4, lines 43 and 44, strike out "bills and legislative publications", and insert "copies of the Weekly Histories, the Legislative Digest and the Legislative Index".

Amendment No. 6

On page 4, line 50, strike out "bills and legislative publications", and insert "copies of the Weekly Histories, the Legislative Digest and the Legislative Index".

Amendment No. 7

On page 4, line 51, after "number", insert "of bills and legislative publications".

Amendment No. 8

On page 5, line 1, strike out "Except as hereinabove provided, no", and insert "No".

Amendment No. 9

On page 5, between lines 27 and 28, insert

"13.1. The Legislative Counsel shall provide for the compilation and periodic publication of the digests mentioned in Rule 8.5 in separate pamphlets for each house. He shall also provide for the periodic publication of a cumulative Legislative Index which shall include tables of sections affected by pending legislation. The State Printer shall print the pamphlet digests (comprising the Legislative Digest) and the Legislative Index in such quantities, and at such time, as are determined by the Secretary of the Senate and the Chief Clerk of the Assembly. The costs of such printing shall be paid from the legislative printing appropriation."

Amendment No. 10

On page 6, strike out lines 27 to 30, inclusive.

Amendment No. 11

On page 18, line 31, strike out "Auditor", and insert "Analyst".

Amendment No. 12

On page 18, lines 42 and 43, strike out "for the constitutional recess and adjournment".

Amendment No. 13

On page 18, line 47, strike out "Hereafter all", and insert "All".

The roll was called, and the Senate concurred in Assembly amendments to Senate Concurrent Resolution No. 6 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slaterry, Stiern, Teale, and Williams—35.

NOES—None.

Above resolution ordered enrolled.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 40

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 40—Relative to the creation of the Joint Legislative Committee on Legislative Reference Library and Research Services.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 10 Assembly Concurrent Resolution No. 12
Assembly Concurrent Resolution No. 11 Assembly Concurrent Resolution No. 16

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 10—Relative to the centennial celebration of the admission of Oregon to the Union.

Resolution ordered placed on third reading file.

Assembly Concurrent Resolution No. 11—Relative to the selection of the Legislative Counsel of California.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 12—Relative to the passing of Mr. Ray R. Ingels.

Resolution ordered placed on third reading file.

Assembly Concurrent Resolution No. 16—Relative to congratulating Adolfo Lopez Mateos on his election to the Presidency of the United States of Mexico.

Resolution ordered placed on third reading file.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, January 21, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 139

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, SACRAMENTO, January 21, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:
Senate Bill No. 12

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 6; absent 5.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 22, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:
Senate Resolution No. 27

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, SACRAMENTO, January 22, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:
Senate Joint Resolution No. 1 Senate Joint Resolution No. 3
Senate Joint Resolution No. 2 Senate Joint Resolution No. 4
Assembly Concurrent Resolution No. 23

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to second reading.

SENATE CHAMBER, SACRAMENTO, January 22, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed Senators Hugo Fisher, Stanford C. Shaw, and George Miller, Jr. to serve on the Joint Committee on Water Resources Development Problems, to fill existing vacancies.

BURNS, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 227: By Senator Shaw (At the request of the Department of Youth Authority)—An act to add Section 1258 to the Welfare and Institutions Code, relating to the California Youth Training School.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 228: By Senator Grunsky—An act to amend Section 1385 of the Penal Code, relating to dismissal of criminal actions.

Referred to Committee on Judiciary.

Senate Bill No. 229: By Senator Beard (Co-author Assemblyman House)—An act to amend Section 16005 of the Education Code, and Section 10508 of the Education Code as proposed by Senate Bill No. 2, relating to tuition fees for foreign students.

Referred to Committee on Education.

Senate Bill No. 230: By Senators Miller, Farr, and Regan—An act to amend Sections 3370, 3371, and 3372 of the Financial Code, relating to loans by banks to officers, directors, or employees thereof.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 231: By Senator Cobey—An act to amend Section 63.5 of the Agricultural Code, relating to county agricultural commissioners.

Referred to Committee on Agriculture.

Senate Bill No. 232: By Senator Cobey—An act to add Section 604.14 to the Vehicle Code, and to add Section 23120 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to glasses worn by drivers.

Referred to Committee on Transportation.

Senate Bill No. 233: By Senator Brown—An act to repeal Chapter 4 (commencing at Section 6961) of Part 2, Division 6 of, to amend Section 6991 of, and to add Section 6996 to, the Public Resources Code, relating to state streams, lakes, and lands.

Referred to Committee on Water Resources.

Senate Bill No. 234: By Senator Farr—An act to add Chapter 2.5 (commencing at Section 1203.50) to Title 4, Part 3 of the Code of Civil Procedure, relating to oil and gas liens.

Referred to Committee on Judiciary.

Senate Bill No. 235: By Senators Fisher and Beard (At the request of Department of Youth Authority)—An act to amend Section 17 of the Penal Code, relating to the definition of crimes as felonies or misdemeanors.

Referred to Committee on Judiciary.

Senate Bill No. 236: By Senator Shaw—An act to add Section 672.5 to the Vehicle Code and to add Section 27459 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of snow-tread tires on vehicles, declaring the urgency thereof, to go into effect immediately.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 14: By Senator McAtter—Relative to automobile horsepower.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 15: By Senator Erhart—Relative to the erection of signs along routes to the Hearst Memorial State Park.

Referred to Committee on Transportation.

Request for Unanimous Consent

Senator Collier asked for, and was granted, unanimous consent to take up Senate Bill No. 139, at this time, for consideration. (Article IV, Section 2 of the Constitution was suspended on January 21, 1959, appearing on page 202 of the Senate Journal.)

CONSIDERATION OF SENATE BILL NO. 139

Senate Bill No. 139—An act to amend Sections 140 and 161 of, and to add Section 160.2 to, the Vehicle Code, and to amend Section 4606

of, and to add Sections 4014 and 4611 to, the Vehicle Code as proposed by Assembly Bill No. 5, and to add Section 10787 to the Revenue and Taxation Code, relating to vehicle registration, and declaring the urgency thereof to take effect immediately.

Bill read second time.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Collier:

Resolved, That Senate Bill No. 139 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

Further Consideration of Senate Bill No. 139

Senate Bill No. 139—An act to amend Sections 140 and 161 of, and to add Section 160.2 to, the Vehicle Code, and to amend Section 4606 of, and to add Sections 4014 and 4611 to, the Vehicle Code as proposed by Assembly Bill No. 5, and to add Section 10787 to the Revenue and Taxation Code, relating to vehicle registration, and declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

REQUEST FOR UNANIMOUS CONSENT

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 23, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 23

Assembly Concurrent Resolution No. 23—Relative to the continuance of the Joint Interim Committee on Water Resources Development Problems.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 1, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 1

Senate Joint Resolution No. 1—Relative to the National Conference on Air Pollution.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

At 10.40 a.m., the following Assemblymen, Messrs. Dills, Pattee, and George A. Willson, appeared at the Bar of the Senate and invited the Senators to attend the Joint Session in the Assembly Chamber at 11 a.m., to hear His Excellency Governor Brown's message regarding water.

REQUEST FOR UNANIMOUS CONSENT

Senator McAteer asked for, and was granted, unanimous consent to take up Senate Resolution No. 27, at this time, for consideration of committee amendments.

Senate Resolution No. 27—Relating to 1960 Republican Convention site.

Resolution read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

Strike out the entire fourth "WHEREAS" clause.

Amendment No. 2

In the fifth "WHEREAS" clause, first line, strike out "his home state", and insert "California".

Amendments read, and adopted.

Resolution ordered amended.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Senate Resolution No. 27, at this time, for consideration as amended.

Consideration of Senate Resolution No. 27, as Amended

By Senators McAteer and Richards:

Senate Resolution No. 27

Relating to 1960 Republican Convention site

WHEREAS, The people of California are anxious that our State be host for the 1960 national conventions; and

WHEREAS, The Democratic Party has already decided to stage its 1960 National Convention in Los Angeles; and

WHEREAS, Excellent facilities are available to hold the Republican National Convention in either San Francisco or Los Angeles; and

WHEREAS, The best interests of California indicate that every effort should be used by Vice President Nixon to bring the 1960 Republican Convention to California; now therefore, be it

Resolved by the Senate of the State of California, That Vice President Richard Nixon is urged to exert the full influence of his powerful position of Vice President and titular head of the Republican Party to have either San Francisco or Los Angeles selected as the site for the 1960 Republican Convention; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit a copy of this resolution to Vice President Richard Nixon.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

REQUEST FOR UNANIMOUS CONSENT

Senator Richards asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 2, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 2

Senate Joint Resolution No. 2—Relative to requesting Congress to enact legislation amending federal air pollution control law.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 3, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 3

Senate Joint Resolution No. 3—Relative to requesting Congress to authorize further appropriations for air pollution control.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

RECESS

At 10.55 a.m., on motion of Senator Burns, the Senate recessed to attend the Joint Session in the Assembly.

IN JOINT SESSION

ASSEMBLY CHAMBER, SACRAMENTO

January 22, 1959

At 11 a.m., the Senate and Assembly met in Joint Session.

Hon. Ralph M. Brown, Speaker of the Assembly, presiding.

Arthur A. Ohnimus, Chief Clerk, at the desk.

ANNOUNCEMENT

Hon. Ralph M. Brown, Speaker of the Assembly, announced the presence in the Assembly Chamber of Lieutenant Governor Glenn M. Anderson and President pro Tempore of the Senate, the Honorable Hugh M. Burns, and invited them to the rostrum.

ROLL CALL

Hon. Glenn M. Anderson, President of the Senate, directed the Secretary to call the roll of the Senators.

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—37.

The President of the Senate declared a quorum of the Senate present.

ASSEMBLY ROLL CALL

Hon. Ralph M. Brown, Speaker of the Assembly, directed the Chief Clerk to call the roll of Assemblymen.

The roll was called, and the following answered to their names:

Bruce F. Allen, Don A. Allen, Backstrand, Bane, Beaver, Bee, Belotti, Biddick, Bradley, Britschgi, George E. Brown, Burke, Burton, Busterud, Cameron, Chapel, Collier, Conrad, Coolidge, Crawford, Crown, Cunningham, Cusanovich, Dahl, Davis, DeLotto, Dills, Donahoe, Elliott, Francis, Frew, Gaffney, Garrigus, Ernest R. Geddes, Samuel R. Geddes, Grant, Hanna, Hawkins, Hegland, Holmes, House, Johnson, Kennick, Kilpatrick, Lanterman, Levering, Lowrey, Luckel, Lunardi, MacBride, Marks, Masterson, McCollister, McMillan, Meyers, Miller, Mulford, Munnell, Nisbet, O'Connell, Patter, Petris, Porter, Rumford, Sebrade, Sedgwick, Shell, Sumner, Thelin, Thomas, Unruh, Waldie, Williamson, George A. Willson, Charles H. Wilson, Winton, Z'berg, and Mr. Speaker—78.

The Speaker of the Assembly declared a quorum of the Assembly present.

APPOINTMENT OF JOINT COMMITTEE

Lieutenant Governor Glenn M. Anderson, President of the Senate, announced the appointment of Senators Erhart, Holmdahl, Rattigan, Miller, and Shaw as a Special Committee to escort His Excellency, Hon. Edmund G. Brown, Governor of the State of California, to the bar of the Assembly.

Hon. Ralph M. Brown, Speaker of the Assembly, announced the appointment of Messrs. Munnell, Belotti, Busterud, Porter, and Lunardi as a Special Committee to escort His Excellency, Hon. Edmund G. Brown, Governor of the State of California, to the bar of the Assembly.

REPORT OF JOINT COMMITTEE ON ESCORT

The Joint Committee on Escort, appointed to wait upon the Governor and escort him to the Joint Convention, appeared at the Bar of the Assembly, and announced the presence of His Excellency, Hon. Edmund G. Brown, Governor of the State of California.

PRESENTATION OF PRESIDENT PRO TEMPORE

Hon. Ralph M. Brown presented Senator Hugh M. Burns, President pro Tempore of the Senate, to the Joint Session.

PRESENTATION OF PRESIDENT OF THE SENATE

Hon. Hugh M. Burns, President pro Tempore of the Senate, presented Lieutenant Governor Glenn M. Anderson to the Joint Session.

PRESENTATION OF THE GOVERNOR

Hon. Glenn M. Anderson, Lieutenant Governor of the State of California, presented His Excellency, Governor Edmund G. Brown, to the Joint Session.

Governor Brown then proceeded to address the Joint Session as follows:

WATER MESSAGE TO LEGISLATURE

by

EDMUND G. BROWN

GOVERNOR

Sacramento, January 22, 1959

Mr. President, Mr. Speaker, Members of the Legislature: May I first of all thank you for your courtesy in arranging this joint session of the Legislature. I have asked to come here today, under these extraordinary circumstances, so that we can meet together as the single voice of all the people of California. I have come to present a water program which I believe is rational, realistic, and responsive to the needs of all the people of California.

Our State is magnificently varied in its resources, its scenery, its industry, and its people. Providence, as I said in my Inaugural Message, seems intent on making us a great people in a great State.

Yet, in spite of our great endowment, it has become the fashion in recent years to dwell on our water problems as being awesome and

impossibly complicated. We have brooded over the expense and become lost in a forest of fear. In prior sessions of the Legislature, the result has been delay and frustration.

This stalemate must come to an end. If we take courage and put our fears behind us, we can replace narrow, sectional differences with confident, pioneering leadership. This the people of California demand and deserve.

It is not the lack of water which creates the problem we meet to discuss. Indeed, the average runoff exceeds our requirements by a safe margin.

The core of our problem is distribution. We do not have enough water when and where we need it. We have too much water when and where we do not need it. Thus, it is obvious that we must build dams to capture water which would otherwise escape, and we must build canals and aqueducts to transport the water we have saved to the communities where it is needed.

To accomplish these vital tasks, our State has a great natural advantage. The physical setting of the delta of the Sacramento and San Joaquin Rivers is a gift from nature that we have never fully appreciated.

Above the delta, we have both a supply of water and the sites to store it. Within the delta, we have the natural point of convergence. When we wish to export water to an area of need lying to the south, the delta can serve as the pool, or, if you please, as the tap from which the water can flow.

Every year there are 3,000,000 acre-feet of water in the Sacramento-San Joaquin delta which are not being used. At present, the water goes wasting out to sea through the Golden Gate. We must build the facilities for offstream storage and move this water to areas where it is urgently needed. Unless we save this surplus water, we waste a precious natural resource and fail the people of our State.

We should remember that we store water, not alone for future use, but also to avoid flood damage. To protect human life and valuable property, we must arrest our rivers in their headlong rush to the sea. Because the Federal Government contributes funds for flood control, we must impress the Congress with our urgent needs. We will also have to provide state funds to insure that flood control projects will be available for multipurpose use—not simply for flood control.

From our water development program, we should also create new sources of electrical energy. An ample supply of low-cost power is absolutely essential to our industrial future and to the needs of all our people. The State, too, will need an enormous amount of power to operate the pumps which are required to carry the water from areas of surplus to areas of need.

Fortunately, the extra cost of adding power facilities to our water projects is small in relation to the cost of the projects and small in relation to the resulting benefits. In addition, revenues from the sale of power enable us to furnish water and other benefits to deserving areas of our economy which cannot pay the total cost of water. As an example, I cite the Central Valley Project, where the production of power has benefited our whole economy.

In planning our water projects, we must give a high priority to recreation and to the development of our fish and wildlife resources. As our population grows and our leisure time increases, recreation requires added recognition as a beneficial use of water. Projects developed for recreational purposes provide our people with wholesome diversion and a happier and fuller life. At the same time, they stimulate the growth of portions of our State where recreation is the primary industry.

Against the background of these general observations, I propose the following program for water development.

First: I propose that this session of the Legislature appropriate 38 million dollars from the Investment Fund to start on a construction program. It is time to start moving dirt and stop throwing mud. This is the beginning of a positive program for water development. In considering this 38-million-dollar appropriation and subsequent expenses, I want to emphasize that the major cost of water development is eventually repaid from project revenues.

Second: I propose that we commit the entire Investment Fund to water development. This fund is unique in that it was built up through the depletion of a great natural resource, our offshore oil. I am determined that it shall be dedicated to the development of another precious resource, our water.

Third: I propose that in 1960 we authorize a general obligation bond issue in the neighborhood of 500 million dollars to complete the program outlined in this message. To all of you, I pledge that I will fight to obtain adequate financing to complete the great aqueduct south. And to all of you, I pledge that I will fight to obtain adequate financing to provide the other facilities throughout the State necessary to meet the needs of our people.

Fourth: We must encourage the federal government to finance water projects designed for navigation, flood control, and irrigation. Considering the condition of our budget, it is plain nonsense to resist federal aid. I am glad to see that the old hostility to federal funds is now mellowing. We should use federal aid wherever we can, but we must also remember that we have our own responsibilities in the development of our water resources.

Fifth: We should undertake the development of our water resources on a comprehensive statewide basis. Local agencies, of course, must be encouraged to move ahead with those projects which have a primarily local impact. Yet, I am convinced that there must be an integrated statewide development of the massive works which affect many communities. Only thus can we prevent duplication and waste. Only thus can we avoid Balkanizing our state into competing water provinces.

Sixth: Many of the principles now applicable to the operation of utilities should guide us in the development of our state water resources. Thus, we should recognize our obligation to insure that water will be available to meet the proper demands of every part of the

State. As in the case of a utility, we should be able to enlarge our facilities to bring more water into the delta pool and recover the cost from the system as a whole. Just as the first man to get a telephone does not enjoy a lower rate, so those who are first served by state water projects should not have a privileged status.

As long as the Legislature guides our water development, we can be certain that the system will be completed and administered in fairness and equity. Those who would doubt this are questioning, not the water program, but rather the fundamental basis of democratic government.

In explaining this program, I have made no attempt to answer every conceivable question or satisfy all extremists. In addition, I have put to one side the question of a constitutional amendment. After long thought, I have concluded that an amendment is not necessary to an affirmative water program. Beyond that, I have found that there is no general agreement on what the contents of such an amendment should be. I am not hostile to an amendment and I am not closing the door on one. But I am convinced that our positive program of water development should not be delayed by further frustrating debate over the terms of a constitutional amendment.

Now let us look at the main points of the 38-million-dollar construction program which I propose for this year.

The great aqueduct system from the delta to the south is a key to pressing problems of water supply. By carrying water to Southern California the aqueduct will supply the area where the human need is the greatest. On the way southward, the aqueduct system will also serve areas of critical water shortage.

I urge you to appropriate 10.7 million dollars to enable us to start at both ends of this great aqueduct system. 1.3 million dollars would be for aqueduct rights-of-way from the delta to the San Luis Reservoir site. 3.8 million dollars would be for the rights-of-way from San Luis to southern Kern County. And 3.3 million dollars would be for rights-of-way for the aqueduct system into Southern California.

The remaining 2.3 million dollars would be used to complete the acquisition of the San Luis Reservoir site. This will provide an important portion of the State's share of the joint San Luis Project. I am determined that the dam at San Luis shall be constructed to its full height so that we can store 2.1 million acre-feet in the reservoir.

In the past few days bills have been introduced by Senators Engle and Kuehel and Congressmen Sisk and Johnson to authorize federal participation in the San Luis Project. I will do everything in my power to insure the passage of these bills. I see in them a reasonable compromise of the intrastate conflicts which have been a roadblock to this vital project. We must not allow disputes within the California family to delay us further.

There is also a vital need for a South Bay Aqueduct to bring water from the delta to Alameda and Contra Costa Counties and portions of northern Santa Clara County. I am asking you to appropriate 7.9 million dollars for rights-of-way and for initial construction of this facility.

The units proposed for immediate construction will serve the Livermore Valley and the Niles Cone area where fresh water is urgently needed to prevent sea water encroachment into the underground basin. When Santa Clara representatives have completed their studies, the South Bay Aqueduct can be extended to northern Santa Clara County.

The Department of Water Resources has recommended that water service to southern Santa Clara, San Benito, and Santa Cruz Counties should be provided by a Pacheco Pass route. I will urge the Bureau of Reclamation to accelerate their studies as to the feasibility of serving these areas as part of the Federal Central Valley Project.

The use of the delta as a collecting pool will require the construction of works to guard against sea water encroachment in the westerly portion of the delta. We are well aware of the hydraulic problems of the delta and the complex questions regarding water rights in that area. The Department of Water Resources has been studying this matter for a long time and, remarkably enough, there appears to be a relatively inexpensive physical solution. By April 1st, when these studies will be completed, I expect to ask an appropriation to begin the initial work for bringing fresh water to the threatened delta areas and thus also to permit increased diversions from the delta.

Let us now turn to consider facilities above the delta.

There are, of course, also areas in need of water which cannot be served from the delta. For example, Sierra Valley in Plumas and Sierra Counties is critically short of water necessary to support its agricultural economy. To provide service for this area, I will ask for 2.4 million dollars for rights-of-way and construction of upstream features of the Feather River unit. The principal one of these would be Frenchman Reservoir.

I will also ask for the appropriation of 11.9 million dollars for construction of the combination railroad and highway bridge over the west branch of the Feather River. The bridge will enable us to use the new high-speed highway which is being completed this year.

A board of consulting engineers is conducting a study to determine whether construction on the Feather River should be started at Bidwell Bar instead of Oroville. On this technical question, I intend to accept the judgment of the Department of Water Resources after it has had the benefit of the study which will be completed on February 1st. I will then ask for funds to carry forward this major work on the Feather River which is vitally necessary for flood control.

Let me now turn to consider additional flood control works. I will ask for 7.3 million dollars as the State's share of the Black Butte Project presently under construction on Stony Creek in Tehama County. I will also ask for 6.4 million dollars for the State's share of the New Hogan Reservoir on the Calaveras River. Since the 1958 Legislature appropriated 10 million dollars of this amount, only 3.7 million dollars in new money is involved.

These are multipurpose projects, which are urgently needed for flood control, but are not immediately required for water conservation in their local areas. The flood control benefits will be paid for by the United States. If the State will assure repayment to the United States

for the conservation features, we can move forward with these construction projects. Since the State's entire financial obligation will be eventually repaid from the sale of water made available by these projects, I urge their approval now.

We must also bend our efforts to develop an economical means of obtaining fresh water from the ocean. Therefore, I request an appropriation of 1.6 million dollars for use in co-operation with the United States in the construction of a sea water conversion plant. This plant, which will probably be located in Southern California, will include a nuclear reactor as a source of energy.

Turning to federal matters, I intend to urge the Congress of the United States to take the following action:

Authorize construction of the Auburn, Buchanan and Hidden River dams and the Folsom canals;

Appropriate approximately 60 million dollars for flood control construction and 70 million dollars for reclamation in the State next year, and

Take the necessary steps to insure that water can be delivered in the Sacramento Valley canals area.

Further, I will urge the Federal Government to construct the power features of the Trinity Division and distribute the power in accordance with existing federal law. The State itself will purchase a large volume of Trinity power to operate the pumps for its water projects. I am firmly opposed to the suggested partnership arrangement. Such an arrangement would deny to the State the preference that public agencies are now granted by federal law.

I also intend to press for the enactment by Congress of the Engle-Kuehl Bill which would permit low-cost federal loans for irrigation features of projects which are primarily municipal and industrial in character.

In this broad statement I have emphasized the first and immediate steps that we must take. But in our *long-range* plans for water development, we must and we will give thought to the future facilities that will undoubtedly be needed as our State grows. These will include additional local projects, expansion of the aqueduct systems, new works in the delta, master drains for the Central Valley, and, at the proper time, importation of water from the Eel River system and other streams of the North Coastal area.

By all these recommendations, I have sought to bring the forward force of responsible liberalism to the specific problem of water. As I conclude, I would emphasize that our problem lies, not so much in the control and use of our rivers, as in ourselves. Let us resolve to prove that we are one State, one people, and that we can produce one good water program. Let us grow with the strength of unity, as we begin to fulfill our destiny of greatness.

ADJOURNMENT OF THE JOINT CONVENTION

At 11.45 a.m., there being no further business, the Speaker of the Assembly declared the Joint Convention adjourned sine die.

REASSEMBLED

At 11.50 a.m., the Senate reconvened. Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ADJOURNMENT

At 11.55 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, January 26, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTEENTH LEGISLATIVE DAY

SIXTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, January 26, 1959

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, our help in ages past, grant us understanding to properly appraise the values of these past ages, and deliver us from the folly of worshipping them. Give us wisdom to open the doors into a greater future by dealing intelligently and honestly with the present; and so shalt Thou be our hope for years to come—for a better life, a better world. AMEN.

PLEDGE OF ALLEGIANCE

Senator Collier led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Teale, on motion of Senator McCarthy, due to personal business.

Senator Murdy, on motion of Senator Byrne, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Forrest Hughes, Mr. Sterling Norgard, and Mr. and Mrs. James R. Chess, all of Ukiah.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Jeanne King of San Francisco; Miss Edna Wisebart of Woodland Hills; Mr. Rudy Pacht of North Hollywood; Mr. Joseph A. Wapner, Miss Sarah Greenfield, Mr. Bob Jeans, Mrs. Carmen Warshaw and her daughter, Miss Sue Warshaw, all of Los Angeles; personnel of the a cappella choir of Pasadena College of Pasadena.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Myrtle Rose Wanke and Miss Rita Mary Cahill of San Francisco; Mr. Stanley E. McCaffrey, Vice President of the University of California, Berkeley.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alex Tobin of San Bernardino.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Stevens and Miss Bernice Wilson, instructors, and the following students of the Bancroft Junior High School, of San Leandro: Peter Davis, Mike Green, Carol Muller, Pam Rosewell, Marti Stuerhoff, Jack Ullom, Sharon Dunlap, Bill Andres, Caroline Harrison, Glen Horsley, Judy Skoonberg, Steve Stein, Kathleen Kennedy, Kathy Howard, Sue Gilbert, Gary Smith, Carolyn Cates, Janet Ferrari, Nancy Medland, Vicki Shulz, Lynne Gaskins, Caroline Kuhl, Edyth Hamlin, Karla Nolan, Tim Cannis, Ron Zimmerman, Bill Castro, Ron Christensen, Louis Maher, Craig Miller, Linda Oudekirk, Sue Dent, Judi Balch, Tom McCarthy, and Bill Wakeman.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Herbert Baker, Mrs. Karl Baldwin, Mrs. Ernest Kester, Mrs. Daniel Riedel, and the following students of the Cragmont School, Berkeley: Ruth Baker, Karen Baldwin, Susan Brubaker, Anne Cattaneo, Jennifer Danton, Lynn Eudey, Nancy Kester, Janet McEwen, Cindy Pace, and Elizabeth Riedel.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Theodore E. Zeller and Mr. Dave Archer, instructors, and the following students of the Placer Hills Union Elementary School, of Meadow Vista: Donna Andreozzi, Patsy Ball, Bob Blair, Marlene Bruce, Rosalie Casalli, Star Cattel, Lita Chavez, Winona Clay, Dickie Davis, Howard Davis, Loretta Duncan, PatENZler, Genie Fakhouri, Guy Fleming, Mike Florence, Dinah Fowler, Kenneth Hamilton, Barry Hawthorne, Ralph Hirz, Georgia Hitchcock, Marion Holt, Clyde Howe, Ronald Hurst, Karen Jackson, Arlene Johnson, Nan Kreeger, Bill Lansing, Connie Lay, Rex Lewis, Bob Lienau, Pat Locks, Kathy Lodico, Bruce Lombardi, Donna Maize, George McCall, Mike Meador, Valerie Merle, Barbara Merryman, Paulette Norton, Tommy Nortz, Gary Olmstead, Billy Palmer, Larry

Polly, Marlene Rodgers, Eddie Root, Sam Scott, Lee Smith, Susan Stengl, Douglas Stevens, Retha Stokes, Helen Strehlow, Doris Thompson, Fred Thumann, Richard Tomlinson, Kathy Vandergriff, Carol Walker, Robert Wallington, Donna Williams, and Pete Zander.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Durham Elementary School, of Durham: Garth, Allen, Vicki Bailey, Charletta Barron, Trillis Birdseye, Sharilyn Bjerke, Judy Brandt, Lois Briggs, Cheryl Brun, Joan Burnett, Linda Chesson, Janice Conn, Karen Cook, Florence Cooley, Betty Cox, Doris Davis, Thomas Dowd, Patsy Evans, Sharon Evans, Richard Hiatt, Laurie Hinshaw, Sandra Hull, Winn Humphrey, Ernest Jensen, Jennie Johnston, Karen Kendall, Wallace King, Mary Lara, Larry Lee, Connie Luallen, William Lucas, Arturo Lucero, Myrna McIntosh, Ricky Montgomery, Pat Orr, Loren Plumb, Diana Pyle, Patricia Ryon, Allen Sellers, Barbara Simmons, Jack Summers, Jimmie Summers, Linda Summers, Arlie Susmich, Paula Taylor, Jackie Tracy, Lee Walker, Ricky Wilson, Terry Wilson, and Wayne Wittmeier.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Arlene Wright, of Sacramento.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 41

ARTHUR A. OHNMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 41—Relative to the passing of Cecil B. de Mille.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 41, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 41

Assembly Concurrent Resolution No. 41—Relative to the passing of Cecil B. de Mille.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 3—Relative to extending the date for final report of the Joint Interim Committee on Water Resources Development Problems;

Senate Concurrent Resolution No. 5—Approving amendments to the charter of the City of Salinas, a municipal corporation in the County of Monterey, State of California, voted for and ratified by the qualified electors of said city at a special municipal election consolidated with the State of California direct primary election held on the third day of June, 1958;

Senate Concurrent Resolution No. 9—Relative to the continuance of the Joint Committee on Water Problems;

Senate Concurrent Resolution No. 10—Relative to the selection of the State of California and the City of Los Angeles as the site of the 1960 Democratic National Convention;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-second day of January, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 4

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 139

Senate Joint Resolution No. 1

Senate Joint Resolution No. 2

Senate Joint Resolution No. 3

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 12

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 26, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 11

Assembly Concurrent Resolution No. 25

Assembly Concurrent Resolution No. 40

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, January 26, 1959

MR. PRESIDENT: This will advise you that the Senate Committee on Rules has today appointed Senators George Miller, James A. Cohey, and John F. McCarthy to serve on the Joint Legislative Budget Committee, to fill existing vacancies.

BURNS, Chairman

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, January 19, 1959; Tuesday, January 20, 1959; Wednesday, January 21, 1959; and Thursday, January 22, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 12—An act to amend Section 7148 of the Fish and Game Code, relating to possession of trout, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 4—Relative to the conversion of sea water.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 10—Relative to the centennial celebration of the admission of Oregon to the Union.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 12—Relative to the passing of Mr. Ray R. Ingels.

Resolution read, and presented by Senator Slattery.

Resolution unanimously adopted on a rising vote of the following Senators:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 16—Relative to congratulating Adolfo Lopez Mateos on his election to the Presidency of the United States of Mexico.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky,

Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

NAYS—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 16: By Senator Fisher—Relative to approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on November 4, 1958.

Request for Unanimous Consent

Senator Fisher asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 16, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 16

Senate Concurrent Resolution No. 16—Relative to approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on November 4, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cohey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—35.

NAYS—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 17: By Senator Fisher—Relative to approving a certain amendment to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on the third day of June, 1958.

Request for Unanimous Consent

Senator Fisher asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 17, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 17

Senate Concurrent Resolution No. 17—Relative to approving a certain amendment to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senator McBride Presiding

At 3.33 p.m., Senator James J. McBride, of the Thirty-third District, presiding.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 237: By Senator Hollister—An act to add Section 510.5 to, and to amend Sections 511, 511.1, 511.2, and 511.3 of, the Vehicle Code, and to amend the heading of Article 1 (commencing at Section 22350) of Chapter 7 of Division 11 of, to add Section 22349 to, and to amend Sections 22351, 22352, 22353, 22354, 22356, 22357, 22358, and 22360 of, the Vehicle Code as proposed by Assembly Bill No. 5, relating to speed limits.

Referred to Committee on Transportation.

Senate Bill No. 238: By Senator Hollister—An act to add Chapter 11 (commencing at Section 54996) to Part 1, Division 2, Title 5 of the Government Code, relating to the annexation of districts having for their purpose the development, conservation, utilization or distribution of water.

Referred to Committee on Water Resources.

Senate Bill No. 239: By Senator Hollister—An act to amend Section 2211 of the Streets and Highways Code, relating to hearings on federal aid secondary highway projects.

Referred to Committee on Transportation.

Senate Bill No. 240: By Senator Hollister—An act to add Section 4764.1 to the Health and Safety Code, relating to county sanitation districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 241: By Senator Rodda (At the request of the Department of Corrections)—An act to amend and renumber Section 2047 of the Penal Code, relating to rules and regulations governing conduct of prisoners.

Referred to Committee on Judiciary.

Senate Bill No. 242: By Senator Rodda—An act to amend Section 4655.2 of the Revenue and Taxation Code, relating to the distribution of unsecured taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 243: By Senator Byrne—An act to add Section 106.4 to the Agricultural Code, relating to importation of meat.

Referred to Committee on Agriculture.

Senate Bill No. 244: By Senator Byrne—An act to add Section 160.10 to, and to repeal Section 160.96 of, the Agricultural Code, relating to pest control.

Referred to Committee on Business and Professions.

Senate Bill No. 245: By Senator Short (Co-author Assemblyman Biddick) (At the request of the Governor—An act to amend Section 11200 of, and to add Article 9.1 (commencing at Section 11252) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of, Chapter 2 of Part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Referred to Committee on Water Resources.

Senate Bill No. 246: By Senator Short—An act to amend Section 2137.1 of the Business and Professions Code, relating to persons authorized to practice medicine in state institutions.

Referred to Committee on Business and Professions.

Senate Bill No. 247: By Senator Short (At the request of the Department of Mental Hygiene)—An act to amend Section 1370 of the Penal Code, relating to verdict as to insanity of defendant.

Referred to Committee on Judiciary.

Senate Bill No. 248: By Senator Short (At the request of the Department of Mental Hygiene)—An act to add Sections 1026b and 1026c to the Penal Code, relating to mental illness.

Referred to Committee on Judiciary.

Senate Bill No. 249: By Senators Dilworth and McCarthy (At the request of the Department of Finance)—An act to amend Section 7732.5 of the Education Code, and Section 19615 of the Education Code, as proposed by Senate Bill No. 2, relating to the repayment of state school building aid.

Referred to Committee on Education.

Senate Bill No. 250: By Senators Dilworth and McCarthy (At the request of the Department of Finance)—An act to amend Section 7746 of the Education Code, and Section 19631 of the Education Code as proposed by Senate Bill No. 2, relating to the repayment of state school building aid, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 251: By Senator McCarthy—An act to amend Section 4302 of the Government Code, relating to preference for American-made materials in public works contracts.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 252: By Senator McCarthy—An act to amend Section 101 of, to repeal Section 102 of, and to add Section 102 to, the Education Code and to amend Section 101 of, to repeal Section 102 of, and to add Section 102 to, the Education Code, as proposed by Senate Bill No. 2, relating to the State Board of Education.

Referred to Committee on Education.

Senate Bill No. 253: By Senator Cobey—An act to amend Section 9483 of the Elections Code, relating to municipal elections.

Referred to Committee on Elections.

Senate Bill No. 254: By Senator Short—An act authorizing the State Public Works Board to construct an office building, and making an appropriation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 255: By Senator Short—An act to amend Sections 1705, 1706, 1758, and 1760 of, to repeal Sections 1756, 1757, 1759, 1761, 1762, 1763, 1764, 1765, and 1766 of, and to add Sections 1756, 1757, 1759, 1761, and 1762 to, the Public Utilities Code, relating to judicial review of orders and decisions of the Public Utilities Commission.

Referred to Committee on Judiciary.

Senate Bill No. 256: By Senator Grunsky—An act to amend Section 762 of the Vehicle Code, relating to penalties for misdemeanors.

Referred to Committee on Transportation.

Senate Bill No. 257: By Senator Grunsky—An act to add Section 139.47 to the Vehicle Code, and to add Section 40807 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of unmarked vehicles by the California Highway Patrol.

Referred to Committee on Transportation.

Senate Bill No. 258: By Senator Grunsky—An act to add Section 139.46 to the Vehicle Code, and to add Section 40808 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of radar by the California Highway Patrol.

Referred to Committee on Transportation.

Senate Bill No. 259: By Senator Grunsky—An act to amend Section 1226 of the Financial Code, relating to loan limits of commercial banks.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 260: By Senator Grunsky—An act to amend Sections 825 and 849 of the Penal Code, relating to arrest.

Referred to Committee on Judiciary.

Senate Bill No. 261: By Senator Collier—An act to amend Sections 2201, 2208, and 2210.5 of the Streets and Highways Code, relating to financial aid for county highways.

Referred to Committee on Transportation.

Senate Bill No. 262: By Senator McAteer—An act to repeal Section 74516 of the Government Code, relating to phonographic reporters.

Referred to Committee on Judiciary.

Senate Bill No. 263: By Senator McAteer—An act to amend Section 74505 of the Government Code, relating to municipal court in the City and County of San Francisco.

Referred to Committee on Local Government.

Senate Bill No. 264: By Senator McAteer—An act declaring certain tide and submerged lands in the City and County of San Francisco to be free from the public trust for navigation, commerce, and fisheries and granting such lands to the City and County of San Francisco, subject to certain conditions.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 265: By Senator McAteer (At the request of Department of San Francisco Port Authority)—An act to amend Section 1744 of the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 266: By Senator Byrne—An act to amend Section 108 of the Insurance Code, relating to classes of insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 267: By Senators Thompson, Erhart, Hollister, Richards, and Beard—An act making an appropriation for the regulation and control of drugs, medicines, compounds, and devices used in the diagnosis, treatment, or cure of cancer.

Referred to Committee on Public Health and Safety.

Senate Bill No. 268: By Senators Thompson and Erhart—An act to amend Section 12657 of the Health and Safety Code, relating to fireworks.

Referred to Committee on Business and Professions.

Senate Bill No. 269: By Senators Thompson and Erhart—An act to amend Section 12702 of the Health and Safety Code, relating to fireworks.

Referred to Committee on Business and Professions.

Senate Bill No. 270: By Senator Thompson—An act to amend Section 1632 of the Welfare and Institutions Code, relating to tuberculosis tests.

Referred to Committee on Institutions.

Senate Bill No. 271: By Senator Thompson (At the request of Department of Public Health)—An act to repeal Articles 1, 2, and 3 of, to add Articles 1, 2, 3, and 3.5 to, and to amend the title of, Chapter 1 (commencing at Section 24000) of Division 20 of the Health and Safety Code, relating to health, sanitation, and safety in water sports and recreation.

Referred to Committee on Public Health and Safety.

Senate Bill No. 272: By Senators Grunsky, Regan, Arnold, Beard, Christensen, Cobey, Coombs, Dolwig, Farr, and Richards—An act to amend Sections 480 and 1802 of the Probate Code and Sections 106, 1581, 1586 and 1587 of the Financial Code, relating to conservatorship.

Referred to Committee on Judiciary.

Senate Bill No. 273: By Senators Grunsky, Regan, Arnold, Beard, Christensen, Cobey, Coombs, Dolwig, Farr, and Richards—An act to add Sections 1998, 1998.1, 1998.2, 1998.3, and 1998.4 to the Code of Civil Procedure, relating to subpoena of hospital records.

Referred to Committee on Judiciary.

Senate Bill No. 274: By Senators Grunsky, Regan, Arnold, Beard, Christensen, Cobey, Coombs, Dolwig, Farr, and Richards—An act to add Section 10177 to the Insurance Code, to add Sections 1137, 1137.1, and 1137.2 to the Probate Code, and to amend Section 13724 of the Revenue and Taxation Code, relating to testamentary trusts of life insurance proceeds.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 275: By Senators Grunsky, Regan, Arnold, Beard, Christensen, Cobey, Coombs, Dolwig, Farr, and Richards—An act to amend Sections 682.1 and 682.2 of the Code of Civil Procedure, relating to writs of execution.

Referred to Committee on Judiciary.

Senate Bill No. 276: By Senator Farr (At the request of Department of Education)—An act to amend Sections 7031.2 and 7031.3 of the Education Code, and to amend Sections 17653 and 17654 of the Education Code proposed by Senate Bill No. 2, relating to apportionments from the State School Fund to new unified school districts.

Referred to Committee on Education.

Senate Bill No. 277: By Senator Farr—An act to add Section 4902.25 to the Education Code, and to add 3118.5 to the Education Code as proposed by Senate Bill No. 2, relating to the reorganization of school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 278: By Senator Farr (At the request of Department of Youth Authority)—An act to amend Section 963 of the Welfare and Institutions Code, relating to juvenile homes and camps.

Referred to Committee on Institutions.

Senate Bill No. 279: By Senator Farr—An act to add Sections 13392.3, 13392.4, 13392.5, 13392.6 and 13392.7 to the Government Code, relating to slaughter, or purchase or sale of slaughtered animals, by state agencies.

Referred to Committee on Agriculture.

Senate Constitutional Amendment No. 3: By Senator Dilworth—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article I thereof a new section to be numbered 26, relating to the "Bill of Rights for Mental Freedom."

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 4: By Senator McCarthy—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 2 of Article IX of said Constitution, relating to education.

Referred to Committee on Education.

Senate Joint Resolution No. 6: By Senators Cobey, Berry, Grunsky, Gilson, Coombs, Beard, Richards, Fisher, Redda, Farr, Rattigan, O'Sullivan, Christensen, Holmdahl, and McCarthy—Relative to more than two terms for the President of the United States.

Referred to Committee on Elections.

RESOLUTIONS

The following resolutions were offered:

By Senator Burns:

Senate Resolution No. 28

Relative to the illness of Claude Minard

WHEREAS, The Members of the Senate of California have learned with great sorrow of the illness which now confines the Honorable Claude Minard, a former member of the Assembly and Executive Secretary of the State Bar of California; and

WHEREAS, In private and public life Claude Minard continually renders useful and outstanding service to this State and, to those with whom he is associated; and

WHEREAS, The Members of the Senate sincerely hope that Claude Minard will soon recover from his illness and be able to return to his usual pursuits; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this body send their greetings to Claude Minard and express their hope that he shall have a prompt and complete recovery from the illness which now afflicts him; and be it further

Resolved, That the Secretary of the Senate transmit a suitably prepared copy of this resolution to the Honorable Claude Minard.

Resolution read, and unanimously adopted on motion by Senator Burns.

By Senator Burns:

Senate Resolution No. 29

Relative to expressing appreciation to Miss Barbara Rosien for her work for the Senate Interim Committee on Housing and Recreation Needs of Elderly Citizens

WHEREAS, It has come to the attention of the members of this body that Miss Barbara Rosien, presently the executive secretary of the Los Angeles Housing Authority, has performed invaluable services for the Senate Interim Committee on Housing and Recreation Needs of Elderly Citizens and for the Senate, particularly in connection with the preparation of the report of that committee; and

WHEREAS, These services were performed by Miss Rosien at her own expense and on her own time for the period of two years during which she was the executive secretary of the committee; and

WHEREAS, Such dedication to the interests of the people of this State calls for special recognition by this body; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this body hereby express their appreciation and offer their thanks to Miss Barbara Rosien for her extraordinary services to this Senate and to the people of California; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Miss Barbara Rosien.

Resolution read, and referred to Committee on Rules.

By Senators Hollister and McBride:

Senate Resolution No. 30

Relative to the creation of two master water districts

WHEREAS, The Legislature is now involved in attempting to find solutions to the water problems of the State; and

WHEREAS, Proposals have been made to create a Northern California Water District to represent the population in the northern and central portions of the State, with power to develop and conserve water, to sell water and hydroelectric power for use both within and without the district, and to contract for water developed by other governmental agencies; and

WHEREAS, There is no similar agency representing the population in the southern portion of the State, inasmuch as the Metropolitan Water District of Southern California represents only a segment of this population; and

WHEREAS, In addition, counties along the coast of the State do not, in many respects, have interests or problems in common with counties situated in the central area of the State; and

WHEREAS, The creation of two such districts, one representing the population in the northern and central portions of the State and another representing the southern and coastal portions of the State, may well provide the best solution to the water problems of the State; now, therefore, be it

Resolved by the Senate of the State of California, That the Legislature hereby invites the proponents of such solution in the areas of the State involved to present to the Legislature proposed legislation for the creation of the districts contemplated in order that the Legislature may consider such a solution along with other solutions which are or may be before the Legislature.

Resolution read, and referred to Committee on Rules.

ADJOURNMENT

At 3.44 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, January 27, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FOURTEENTH LEGISLATIVE DAY

SEVENTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, January 27, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Today, our Father, we pray for salvation. Save us from the erosion of smugness and complacency; from that self-righteousness which causes us to "thank Thee that we are not like other men." Save us from the stagnation of easy going conformity; from the fatal error of expediency when righteousness and justice are at stake. Save us, we pray, from the corroding effects of prejudice and bigotry, that we may truly be "one nation under God, indivisible, with liberty and justice for all." AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day

Senator Teale, on motion of Senator Farr, due to personal business

Senator Murdy, on motion of Senator Byrne, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hugh H. Evans, and Mr. J. C. McEwan, of Los Angeles; Mr. James Harvey, Covina; Mr. Fred F. Kubasak, Burbank.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Norma Sublett, West Sacramento.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Joseph Katz, San Bernardino; Mr. Robert E. Kahl, Redlands.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred Fletcher, Santa Rosa.

On request of Senators Farr and Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Calaveras Unified School District, Calaveras County:

San Andreas: Theodore Axford, Richard Bagley, David Curry, John Daxon, Michael Foley, Charles Fushel, Fred William Gerard, Ennis Evan Hudson, Richard James, George Eric Lane, Dan Matson, William McFall, Randy Metzger, Gary Alan Snyder, Billy Sears, Jackie Swim, David Bruce Young, Nancy Belyea, Karen Collins, Patricia Corbett, Donna Hawkins, Paula Jones, Bonnie Kiley, Rita Gail Pierce, Anne Rodriquez, Rosemary Watrous, Susan Watson, Michael Dell'Orto, Harold Hardin, Henry Hix, Melvin Dixie, Dana Dell Ponte, Tim Bonham, Gerrard Denny, Sam Edwards, Karen Jones, Sandie Lacy, Allen Lawson, Kenay Lauder, Larry Ponte, Bobby Ross, Carole Smpardos, and Roberta Whaley. Adults: Miss McGinnis, Mrs. Drummond, and Mr. Smith.

Railroad Flat: Phyllis Smith.

Mokelumne Hill: Steven Coates, John Anderson, Dennis Tuttle, Arlene Lester, and Helen Becker. Adult: Mrs. Peek.

West Point: Jerry Arrip, Joe Barton, Danny Bryan, Dennis Downum, Evelyn Harris, Pat Hatfield, Gloria Jeff, Caroleann Jones, David Manker, Judy Owensby, Mike Peterson, Shirley Phillips, Lois Pickel, Sharon Pickel, Carol Powell, Esther Sharritt, Steve Soracco, Janie Terry, Sharon Wall, and Verda Willard. Adults: John Joyner and Herbert Ambrosius.

Valley Springs: David Chrisman, Albert Fehling, Donald Goodner, Barbara Granados, Norman Hatler, Sandy Lyons, Gloria Martell, Panola Maul, Terry McMillen, Candy Pereira, Linda Stevens, Pat White, and Joyce Winkler. Adult: Mr. Matson.

Avery: Henry Bailey, Louise Ballard, Richard Baughman, Lucille Castillo, Dennis Dolley, Johnny Giles, Mark Grady, Ruth Hudson, Johnny Loomis, Michael Martincello, Jeanette McNamer, Diane Pocoroba, Michael Preston, Barbara Sanders, and Robert Wanzer. Adult: Miss Fischer.

Murphys: John Nits, Gilbert Child, Patti Dyer, Linda Bartschi, Bobby Allen, Marsha Spielman, John Blakemore, Dean Von Anpers, David Hodrell, Scott Kirkpatrick, Susan Karst, Richard Gardner, Connie Shoemaker, Jeff Grant, Sam Manuel, and Dianne Parker. Adult: John Hofstetter.

Sheepbranch: Charles Richardson.

Camanche: Barbara Borland, Gary Gaskill, and Sharon Sheridan.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Thompson, Garden Grove.

On request of Senators Murdy and Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles H. Connoughton, U. S. Regional Forester, San Francisco.

On request of Senators Dolwig and Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Sally Pedder, Lafayette.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Al Knoup, Jr., Menlo Park.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Willis Drew, Sacramento.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wayne Halford, Oceanside.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Jack Mirassou, San Jose.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Fairfield Elementary School, who were guests of the Senate on January 23, 1959: Kammy Akaka, Tommy Blankenship, Mary Bradshaw, Arlene Brennan, Connie Campbell, Dennis Caulfield, Larry Dunlap, Judy Emerson, Reggie Elvy, Larry Foster, Dennis Francis, Billy Gribble, Diana Lambrecht, Patricia McGee, Diana Markworth, Wyledda McClure, Pamela Mitten, Dennis Morgan, John Mortimer, Gail Mrotek, Jimmy Newberry, Donna Pendleton, Dennis Pruett, Jim Rutledge, Lorene Samo, Mike Sheahan, Mike Singleton, David Smith, Jimmy Spears, Bonnie Townsend, Mary Wheatley, Avanell Webb, Caron Young, Dennis Lee Babiarz, Mary Jane Banovitz, Ronald William Browning, Bill Camp, Victoria Cochran, Robin Cook, Sandra Jean Crawford, Carol Sue Crook, Medin Fernandez, Bob Carl Fortney, Ray Ann Fune, Reinette Gary, Gerald Thomas Girard, Elizabeth Jardee Godfrey, Barbara Hurst, Barbara Ann Jackson, Celia Johnson, Rodney Johnson, Lynden Knoff, Linnea Larson, Clarice McFee, Julie Morilla, James Matthews, James Nelson, Marvin Parker, Steffanie Patterson, Ronald Ringler, Benno Roesch, Sandra Schaffer, Debbie Serpas, Carolyn Taylor, Warner Wilson, Diana Waite, James Bender, Dennis Bovee, Judith Bostick, Danny Caruthers, Andrea Cole, Stephen Cole, Dianne Collier, Leslie Daugherty, Lucindia Gonsales, Barbara Griffith, Rodney Griffith, Robert Harbison, Deanne Harris, Edith Jackson, Benedict Jarvis, Harry Lear, Victor Lim, Sharon Miller, Sheila Miller, Thomas Oliver, Susan Pemelton, Barbara Potts, Raymond Rensing, William Rossi, Daryl Scott, Nancy Taliaferro, Richard Thiessen, Jo Ann Valoesik, James Williamson, Carolyn Wise, Nola Wolff, Wayne Adkins, Earl Barr, and Ted Tinsley.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Florence Morradian and Mrs. Townley, adults; and the following students of

Joseph Bonnheim School, Sacramento, who were guests of the Senate on January 23, 1959: John Acosta, Gregg Anderson, Darrell Bennett, Danny Christensen, Dennis Galvin, Fred Gimmes, Alan Hawkins, Patrick McLaughlin, John O'Brien, Daryl Oie, Gene Paul, Dale Plumb, Billy Reynolds, Steven Schaindt, Joanna Butler, Sue Crutchfield, Debra Pike, Jackie LoBue, Geraldine Lovato, Carolyn Meiss, Debbie Nordgreen, Paula Oliver, Paula Pabst, Linda Snider, Mary Thibodeaux, Patty Townley, Lloydene Willden, Verna Wilson, and Jacqueline Wade.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Claude White, Leader; Mrs. James Crosby, Coleader; Mrs. A. J. Avilla, and the following members of Girl Scout Troop 364 of the Castro Valley Elementary School District, who were guests of the Senate on January 23, 1959: Kathleen Avila, Alice Callaway, Jane Crosby, Sharyn Giliberti, Jane Johnson, Dyann Martin, Jimi Gay McIntyre, Sandra Saldardo, Linda Slagh, Marlene Taddei, Susan Warren, Claudia White, and Deborah Wolbach.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Charles W. Babers, Mrs. Arthur H. Bye, Mrs. Jack A. Wigholm and the following members of Girl Scout Troop 245 of the Castro Valley School District who were guests of the Senate on January 23, 1959: Cecelia Andrews, Louise Albritton, Maureen Babers, Judy Louise Bye, Julia Botelho, Cynthia Ellison, Aline Huntsman, Carolyn Junkins, Gay Ellen Molina, Pamela Nunes, Betty Wigholm, and Christine Wigholm.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO, January 27, 1959

*Chairman, Senate Committee on Rules
Senate Chamber, State Capitol
Sacramento, California*

DEAR SIR: The following named persons are eligible for accreditation as representatives of the press at the 1959 General Session of the Legislature:

San Francisco Examiner: Ronald Johnson, vice Clint Mosher, resigned.

Sacramento Union: E. E. Nichols, Joe Benetti, Paul Thompson, Dick Williams.

SQUIRE BEHRENS

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 23, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

ROY E. SIMPSON, a resident of Sacramento; member of the Western Interstate Commission for Higher Education since October 13, 1955; has served as Superintendent of Public Instruction since November 6, 1945, which position he still holds and is ex officio Director of Education;

Member, Western Interstate Commission for Higher Education, vice self, term expired, for the term prescribed by law, ending October 12, 1962.

DR. H. A. TAGLIAFERRI, a resident of San Francisco; took premedical study at Santa Clara and Stanford Universities, and received medical degree at San Francisco College of Physicians and Surgeons;

Member, Board of San Francisco Port Authority, vice Thomas J. Riordon, term expired, for the term prescribed by law, ending May 1, 1962.

CLAUDE JINKERSON, a resident of San Francisco has been a union official since 1937, when he was elected Secretary of Retail Grocery Clerks Union Local 648 in San Francisco, a post he still holds;

Member, Board of San Francisco Port Authority, vice Morris Weisberger, interim appointee, for the term prescribed by law, ending May 1, 1960.

CYRIL MAGNIN, a resident of San Francisco; president of the Joseph Magnin Stores; member of the San Francisco Port Authority since May 12, 1955; former member of the San Francisco Bay Area Rapid Transit Commission;

Member, Board of San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1962.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 2

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, January 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 12

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, January 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 43

Assembly Concurrent Resolution No. 46

Assembly Concurrent Resolution No. 45

Assembly Concurrent Resolution No. 47

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, Assistant Clerk

Chief Assistant Secretary Lachlan M. Richards at the Desk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 43—Relative to the Pacoima Memorial Lutheran Hospital.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 43, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 43

Assembly Concurrent Resolution No. 43 Relative to the Pacoima Memorial Lutheran Hospital.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 45—Approving charter amendments to the charter of the City of Santa Ana, a municipal corporation in the County of Orange, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the ninth day of April, 1957.

Resolution ordered placed on third reading file.

Assembly Concurrent Resolution No. 46—Approving a charter amendment to the charter of the City of Santa Ana, a municipal corporation in the County of Orange, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958.

Resolution ordered placed on third reading file.

Assembly Concurrent Resolution No. 47—Relative to air pollution by motor vehicles.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 188

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **PATRICK R. MURPHY**, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 188 An act to repeal Sections 31, 32, 33 and 34 and Chapters 5 and 8, Part 2, Division 1 of the Insurance Code, to add Chapters 5 (commencing at Section 1621), and 8 (commencing at Section 1831), to Part 2, Division 1 of said code, and to amend Sections 383.5, 766, 773, 783, 1760.5, 1765, 1776, 1813, 1821, 10252, 11101, 11102, 11103, 12280.2, 12281 and 12977 of said code, relating to the licensing of insurance producers, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 5

Assembly Joint Resolution No. 6

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 5—Relative to requesting Congress to enact legislation amending federal air pollution control law.

Referred to Committee on Public Health and Safety.

Assembly Joint Resolution No. 6—Relative to the National Conference on Air Pollution.

Referred to Committee on Public Health and Safety.

LETTER OF TRANSMITTAL

SENATE CHAMBER, January 27, 1959

*Hon. Glenn Anderson, President
and Members of the Senate*

GENTLEMEN: The Senate Interim Committee on Public Health, created pursuant to Senate Resolution No. 148, 1957 Regular Session, presents herewith a second progress report on its study of medical quackery, together with its findings and recommendations.

Respectfully submitted by,

JOHN F. THOMPSON, Chairman
RICHARD RICHARDS, Vice Chairman
J. WILLIAM BEARD
A. A. EARHART
JOHN J. HOLLISTER, JR.

The letter of transmittal ordered printed in the Journal and the report in the appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Thompson moved that 1,500 copies of the report of the Interim Committee on Public Health be printed for distribution.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 12

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 2—Approving amendments to the charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the third day of June, 1958;

Senate Concurrent Resolution No. 6—Relative to the adoption of the Joint Rules of the Senate and Assembly;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the 27th day of January, 1959, at 2 p.m.

BURNS, Chairman

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 244

Senator Byrne moved that Senate Bill No. 244 be withdrawn from Committee on Business and Professions and re-referred to Committee on Agriculture.

Motion carried.

**CONSIDERATION OF DAILY FILE
THIRD READING OF SENATE BILLS**

Senate Bill No. 12—An act to amend Section 7148 of the Fish and Game Code, relating to possession of trout, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 11—Relative to the selection of the Legislative Counsel of California.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 40—Relative to the creation of the Joint Legislative Committee on Legislative Reference Library and Research Services.

Resolution read.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed measure, strike out lines 38 to 41, inclusive.

Amendment No. 2

On page 2, line 42, strike out "(g)", and insert "(f)".

Amendment No. 3

On page 2, line 46, strike out "(h)", and insert "(g)".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 18: By Senator Shaw—Relative to approving an amendment to the charter of the County of San Bernardino, State of California, ratified by the qualified electors of said county at an election held therein on the third day of June, 1958.

Request for Unanimous Consent

Senator Shaw asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 18, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 18

Senate Concurrent Resolution No. 18:—Relative to approving an amendment to the charter of the County of San Bernardino, State of California, ratified by the qualified electors of said county at an election held therein on the third day of June, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cohey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 19: By Senator Shaw—Relative to approving an amendment to the charter of the County of San Bernardino, State of California, ratified by the qualified electors of said county at an election held therein on the fourth day of November, 1958.

Request for Unanimous Consent

Senator Shaw asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 19, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 19

Senate Concurrent Resolution No. 19:—Relative to approving an amendment to the charter of the County of San Bernardino, State of California, ratified by the qualified electors of said county at an election held therein on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cohey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 280: By Senator Hollister—An act to amend Section 1219.5 of the Agricultural Code, to amend Section 6062 of the Harbors and Navigation Code, to amend Sections 5740.19 and 5790.26 of the Health and Safety Code, and to amend Section 2354.1 of the Welfare and Institutions Code, relating to the keeping of business records by public accountants.

Referred to Committee on Business and Professions.

Senate Bill No. 281: By Senator Coombs (At the request of the Department of Finance)—An act to amend Section 6651 of the Welfare and Institutions Code, relating to state hospitals and institutions.

Referred to Committee on Institutions.

Senate Bill No. 282: By Senator Beard—An act to amend Section 766 and to repeal Section 767 of the Financial Code, relating to loans and investments by banks and trust companies.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 283: By Senator Beard—An act to amend Section 4532 of the Penal Code, relating to escape from custody.

Referred to Committee on Judiciary.

Senate Bill No. 284: By Senator Murdy (Coauthors Assemblymen Hanna and Sumner)—An act to amend Section 27641 of the Government Code, relating to the county counsel.

Referred to Committee on Local Government.

Senate Bill No. 285: By Senator Rodda (At the request of the Department of Education)—An act to add Section 8821.3 to the Education Code, and add Section 5706.5 to the Education Code as proposed by Senate Bill No. 2, relating to the admission to junior colleges of students over 16 years of age.

Referred to Committee on Education.

Senate Bill No. 286: By Senator Rodda—An act to add Section 72074 of the Government Code, relating to the duties of the clerks of the municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 287: By Senator Rodda—An act to amend Section 18851 of the Education Code, and amend Section 16501 of the Education Code as proposed by Senate Bill No. 2, relating to the purchase of school supplies and equipment.

Referred to Committee on Local Government.

Senate Bill No. 288: By Senator Erhart—An act to amend Sections 206, 207, 208, 209, 210, and 217 of the Fish and Game Code, relating to the Fish and Game Commission.

Referred to Committee on Fish and Game.

Senate Bill No. 289: By Senator Grunsky—An act to add Section 307.1 to the Vehicle Code, and Section 13367 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the suspension of drivers' licenses.

Referred to Committee on Transportation.

Senate Bill No. 290: By Senator Grunsky—An act to amend Section 501 of the Vehicle Code and Section 23101 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Referred to Committee on Judiciary.

Senate Bill No. 291: By Senator Grunsky—An act to amend Section 502 of the Vehicle Code and Section 23102 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Referred to Committee on Judiciary.

Senate Bill No. 292: By Senator Grunsky—An act to add Section 502.1 to the Vehicle Code and to add Section 23102.1 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving under the influence of intoxicating liquor.

Referred to Committee on Judiciary.

Senate Bill No. 293: By Senator Grunsky—An act to add Section 502.2 to the Vehicle Code and Section 23102.2 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to chemical tests of vehicle drivers for intoxication.

Referred to Committee on Judiciary.

Senate Bill No. 294: By Senator Grunsky—An act to amend Sections 501, 502, and 506 of, and to add Section 508 to, the Vehicle Code, and to amend Sections 23101, 23102 and 23107 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving while under the influence of liquor and drugs.

Referred to Committee on Judiciary.

Senate Bill No. 295: By Senator Dilworth (At the request of Department of Education)—An act to amend Section 8816 of the Education Code, and amend Section 5715 of the Education Code as proposed by Senate Bill No. 2, relating to junior college classes.

Referred to Committee on Education.

Senate Bill No. 296: By Senator Christensen—An act to amend Section 718 of the Vehicle Code and Section 42030 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to penalties for overloading of vehicles.

Referred to Committee on Transportation.

Senate Bill No. 297: By Senators Christensen, Miller, and Hollister—An act to amend Section 709 of the Vehicle Code, and Section 2803 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to unlawfully loaded vehicles.

Referred to Committee on Transportation.

Senate Bill No. 298: By Senator Christensen—An act to add Section 6920 to the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Senate Bill No. 299: By Senator Farr (At the request of Department of Corrections)—An act to amend Section 4573 of the Penal Code, relating to narcotics in prisons and other correctional institutions.

Referred to Committee on Judiciary.

Senate Bill No. 300: By Senator Farr (At the request of Department of Corrections)—An act to amend Section 4574 of the Penal Code, relating to firearms in prisons and other correctional institutions.

Referred to Committee on Judiciary.

Senate Bill No. 301: By Senator Berry—An act to repeal Section 10826 of the Fish and Game Code, relating to Game Refuge 1-J.

Referred to Committee on Fish and Game.

Senate Bill No. 302: By Senator Berry—An act to amend Section 10826 of the Fish and Game Code, relating to Game Refuge 1-J.

Referred to Committee on Fish and Game.

Senate Bill No. 303: By Senator Shaw—An act to amend the heading of Chapter 6 (commencing at Section 22801), Division 11, and to add Article 1.5 (commencing at Section 22811) to Chapter 6, Division 11, of the Education Code, and to amend the heading of Chapter 6 (commencing at Section 28001), Division 20, and to add Article 1.5 (commencing at Section 28021) to Chapter 6, Division 20, of the Education Code as proposed by Senate Bill No. 2, relating to libraries, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 304: By Senator Shaw (At the request of the Governor)—An act to add Article 6 (commencing with Section 12060) to Chapter 1 of Part 2 of Division 3 of Title 2 of the Government Code, to create in the Office of the Governor the Office of Atomic Development Activities, to provide for co-ordination of development and regulatory activities of the peaceful uses of atomic energy, to create an official advisory council thereon, and a public citizens' advisory committee.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 305: By Senator Collier (At the request of Department of Finance)—An act to amend Section 374.5 of the Vehicle Code, and to amend Section 5003 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to license plates.

Referred to Committee on Transportation.

Senate Bill No. 306: By Senator McBride—An act to add Section 31408.5 to the Water Code, relating to county water districts.

Referred to Committee on Water Resources.

Senate Bill No. 307: By Senator McBride—An act to amend Section 106 of the Revenue and Taxation Code, relating to the definition of personal property for purposes of taxation, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 308: By Senator McBride—An act to add Chapter 1.8 (commencing at Section 148) to Division 1 of the Welfare and Institutions Code, relating to the acquisition and disposition of salvageable personal property for charitable purposes.

Referred to Committee on Judiciary.

Senate Bill No. 309: By Senator McBride—An act to amend Section 31695.1 of the Government Code, relating to county employees' retirement systems.

Referred to Committee on Local Government.

Senate Bill No. 310: By Senator Short (At the request of Department of Mental Hygiene)—An act to amend Section 7009 of the Welfare and Institutions Code, relating to liability for payment.

Referred to Committee on Institutions.

Senate Bill No. 311: By Senator Short (At the request of Department of Mental Hygiene)—An act to amend Section 5516 of the Welfare and Institutions Code, relating to cost of care.

Referred to Committee on Institutions.

Senate Bill No. 312: By Senator Short (At the request of Department of Mental Hygiene)—An act to repeal Section 6558 of the Welfare and Institutions Code, relating to appointment of employees by medical superintendent.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 313: By Senator Short—An act to amend Section 2655 of the Unemployment Insurance Code, relating to unemployment compensation disability benefits.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 314: By Senator Shaw—An act to add Chapter 3 (commencing at Section 24380) to Division 20 of the Health and Safety Code, relating to the California Air Pollution Commission, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 315: By Senator Donnelly (At the request of Department of Finance) -An act to amend Section 21126.5 of the Education Code, relating to the officers and employees of the California Maritime Academy.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 3.50 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, January 28, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTEENTH LEGISLATIVE DAY

EIGHTEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, January 28, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gilson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams 36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

We thank Thee, O God, for this land of freedom, opportunity and plenty. We now renew our vows of love for it and our loyalty to it. We "love its rocks and rills, its woods and templed hills." We love its institutions of government and the people of all races, cultures and creeds who call it their homeland. Bind all our hearts together in mutual respect and appreciation across our differences, that our Nation may become increasingly good and great. Help us to so work in the concert of nations that "the common sense of most shall hold a fretful realm in awe," that we may live our days in peace. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Teale, on motion of Senator Farr, due to personal business.

Senator Brown, on motion of Senator Burns, due to legislative business.

Senator Collier, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold Seyferth, of San Jose.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Margaret Yost and Miss Gene Groff, of Long Beach; Mr. Paul D. Walker, Pomona; Mr. Herman R. Griffin, San Fernando; and Mr. and Mrs. Max Jamison, Los Angeles.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carl Zamloch, Los Angeles.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Enos C. Reid, Riverside.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Sala Burton; Mr. Herman Griffin; Senator Gerald F. O'Gara; Judge Everett C. McKeage, Chief Counsel, California Public Utilities Commission, all of San Francisco.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothy Robinson, Sacramento.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Obertello, Jr., Principal; Mrs. Castillo, Mrs. Angie Queirolo, and Mrs. R. F. Wells, adults, and the following students of the Mossdale Elementary School, Lathrop: Beatrice Castillo, Annette Laigo, Christine Morgan, Anna Queirolo, Martha Castillo, Inez Dillard, Tonya Henderson, Carolyn Hiraga, Claudia Laigo, and Brenda Wells.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Larry Oatfield, teacher, and the following students of McDonnell-Walker School, Perkins: Ann Bohannon, Betty Casto, Karen Chambers, Davilyn Lance, Betty Mateos, Emma McKinney, Cheryl Moorhead, Errol Mullins, Carol Spence, Kay Stechman, Lynn Spooner, Louise Tanaka, Irene Viramontes, Jackie Welborn, Marilyn Wenger, Clifford Appel, Chip Fussell, Richard Glenn, Stanley Kawamura, Fidencio Morales, John Musick, Ronnie Okimura, Jim Phillips, Wayne Spratley, and Wakabayashi.

RECESS

At 3.05 p.m., on motion of Senator Burns, the Senate recessed for the purpose of introducing some distinguished guests from India.

The President appointed Senators Erhart, Richards, and Beard as a Special Committee to escort S. V. Krishna Moorthy, Rau, Deputy Chairman, Council of States, Parliament of India, New Delhi; Dr. U. Krishna, Rau, Speaker of Madras Legislative Assembly, Madras, India; R. Sinha, Consul General of India, San Francisco, to the rostrum of the Senate.

The President introduced S. V. Krishna Moorthy, Rau, to the Senate.

Mr. Krishna Moorthy explained the legislative government of India and compared it with that of the United States as one of the few democratic governments in the world.

The President introduced Dr. U. Krishna, Speaker of the Madras Assembly of Madras, India, to the Senate.

Dr. Krishna explained the functions of the Madras Assembly and also the conditions in Madras, in general, and he was sure that friendship and good will prevailed between India and the United States.

The President introduced R. Sinha, Consul General of India, San Francisco, to the Senate.

Mr. Sinha expressed his appreciation for the courtesies extended the representatives of India, S. V. Krishna Moorthy, Rau, and Dr. U. Krishna, Rau, by the Senate of California and remarked that he had been in California for some time and felt that he was a citizen of California.

REASSEMBLED

At 3.25 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 28, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

ARTHUR LUDDY, a resident of Sacramento; secretary of the California-Western States Life Insurance Company; has been a member of the Sacramento City Planning Commission, and is prominent in civic affairs;

Member, California Highway Commission, vice John Bronson, term expired, for the term prescribed by law, ending January 15, 1963.

ALBERT W. GATOV, a resident of Marin County; vice president and general manager of the Inland Harbor Storage Company; has been in the shipping business in California since 1927; past president of the Pacific American Steamship Association; former Chairman of the Federal Maritime Board, and an official American delegate to the NATO Conference for International Control of Ocean Shipping;

Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, vice Rear Admiral Sigval B. Johnson, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

BUDGET MESSAGE

By

GOVERNOR EDMUND G. BROWN

To the Senate and Assembly of the Legislature of California:

The budget is a stern test of our principles. It reveals our values and spotlights our goals. It is, indeed, a ledger of our character, our choices, and our courage.

I welcome the challenge of the budget. This is a meaningful opportunity to show that liberal leadership can be also responsible leadership. I have prepared a fair and forthright budget, and I am prepared to fight for it.

For years now, we have been deceiving ourselves about our State finances. Despite an expanding economy, we have spent far more than

we have taken in. In the last three fiscal years, including the current year, General Fund expenditures will have exceeded revenues by more than \$323 million. In the 1958-59 fiscal year alone the deficiency of current revenues is estimated at \$147.5 million.

Up to now it has been possible to avoid facing up to the fiscal realities because surpluses built up during and after the war and held in so-called "reserve" funds or in the General Fund have been used to meet the deficits. But these fund balances are now exhausted or needed elsewhere. By using the fund surpluses to meet annual deficits we have succeeded only in postponing the day of reckoning. That day is now upon us.

Again this year, we have been told that we can dodge the hard facts of fiscal life. We have been urged to invade the Investment Fund and abandon our vital water program. I am determined that we shall not do this. We must have the courage to face our financial responsibilities without flinching.

We must now put our State back in the black. To do this, I offer neither platitudes nor panaceas. There will be no fancy schemes and no money miracles. I bring you, instead, economy in government, a balanced budget, and a sound program for financing it.

Although the incoming Governor has no Constitutional or other responsibility for the \$68.4 million deficit we are inheriting, I have concluded that it must be erased as rapidly as possible.

These are stringent times, and this is a stringent budget. We have examined the expenditure requests of every department and agency with rigorous care. There have been no special preserves or privileged exceptions.

To run our State departments I have appointed able, frugal executives. I have given them firm instructions and full authority to launch an aggressive economy drive. I intend to reward people who save money. We are already on our way to saving five million dollars before this fiscal year is out.

The increases in the budget reflect the paramount needs of our people. We are a great State with great resources. We would confuse responsibility with timidity if we failed to meet the vital needs of our people. Thus, for instance, no austerity aims have prevented us from providing funds for a Fair Employment Practices Commission, from increasing the funds for smog research, or from providing medical care for permanently disabled persons.

No matter how determined we are to make economies, we must recognize that our expenses are increasing.

As our population expands, so inevitably do costs for such items as schools, mental hospitals, courts, and prisons. We must be prepared to accept both the perils and the promise of our magnificent growth.

If we are to restore fiscal solvency to our State—and I say we must—we will need \$200 million in new revenues next year. I have proposed a revenue program which will not only balance next year's budget but will serve us well as a fiscal vehicle in the years ahead.

In the proposed program, our goal has been to obtain broadly based revenues with contribution fairly geared to overall ability to pay. We have not surrendered to the power of vested interests or to the fear of

public clamor. We have refused to yield to pressures to favor business or labor, industry or consumers. After long and intensive study, our program has been carefully fashioned to make the ultimate burden fall equitably on all of our people, and on all segments of our economy.

When we balance our budget with current revenues, we take a long stride toward responsible leadership. But we must remember that a balanced budget is not an end in itself. The budget exists, not as an exercise in bookkeeping, but as a measure of a government's service to its people. Only if our total program is confident, pioneering, and responsive to the needs of the people can we properly take credit for fiscal solvency. Even in the drama of the budget, people are more important than dollars.

1957-58 AND 1958-59 DEFICITS

In 1957-58 General Fund expenditures exceeded General Fund revenues by \$135.7 million. This deficit was met by application of a surplus from the preceding fiscal year of \$110.2 million plus transfers from other funds of \$32.3 million, thus leaving a General Fund surplus at June 30, 1958, of \$6.8 million.

In January 1958 when the current 1958-59 Budget was presented it had been anticipated that required transfers from other funds to balance the 1957-58 Budget would be less than \$12 million and that the carry-over surplus would be \$8 million. The current budget (1958-59) was presented to the Legislature in January 1958 as a balanced budget. At the time the current budget was adopted spending was estimated to exceed revenues by \$99.2 million, and it was proposed to balance the budget by transfers from other funds of \$91.2 million and by application of the expected \$8 million surplus from 1957-58.

Since the 1958 session of the Legislature, however, several things happened. There was a substantial decline in estimated revenues for 1958-59, and a substantial increase in estimated expenditures. To meet the 1957-58 deficit required use of about \$20 million more of reserve funds than had been anticipated. Since substantially all of the balances in these funds (except the Investment Fund) would have been exhausted by June 30, 1959, in balancing the current budget, this had a cumulative effect.

As presently estimated, expenditures for the current fiscal year will exceed current revenues by \$147.5 million, and the resulting General Fund deficit at June 30, 1959, will be \$68.4 million.

This figure is exclusive of \$7.2 million remaining unexpended from \$7.5 million appropriated in 1957 from the General Fund to meet in part the capital expenditure program for the new State Fair. Since overall financing plans for this project include the marketing of authorized revenue bonds in the total amount of \$13 million and since it is doubtful when funds from this source can be made available, it is not anticipated that the \$7.2 million referred to will be expended in the current fiscal year. Hence this latter figure has been excluded from expenditures in calculating the deficit expected at June 30, 1959. For the same reason further expenditure from this appropriation for the 1959-60 Fiscal Year is not included in this budget.

1959-60 EXPENDITURE PROGRAM

Formulation of the proposed budget has included a careful review of departmental requests. Wherever possible, without impairing needed State services or working a hardship on recipients of such services, these have been modified to reduce net expenditures. Major policy determinations in this area are noted in the budget document, and involve total reductions in departmental requests for General Fund expenditures of some \$24 million. Budget requests for new functions or increased levels of service totaling \$21.5 million were submitted. Of these, only \$3.6 million have been approved. (These figures do not include the Department of Education request to the Legislature for an increased level of public school support.)

Mental Hygiene. In the Mental Hygiene budget, I am recommending a \$9 million increase in appropriation over 1958-59 to provide for the opening of new facilities and growth factors, plus a \$1.5 million increase to provide for improved and expanded programs. This latter amount covers augmentation of the inservice training programs, psychiatric research activities, increases in professional, technical and nursing staff levels, and increased allowances for special drugs. A nonproductive statistical research unit has been deleted, thus saving \$50,000. The budget also proposes elimination of 49 food service assistants for small congregate dining rooms serving less than 125 patients. This service can be adequately handled by regular ward personnel, with a resultant saving of \$146,000.

Public Health. In addition to normal growth factor increases in expenditures, the budget provides \$508,000 for new programs in connection with radiation hazards, air pollution research, and related activities. The subsidy for mosquito abatement has been eliminated except for districts now taxing at the maximum 40-cent tax rate. This will save \$390,000. I recommend that in computing subsidies to the counties for tuberculosis sanatoria, we adjust the amounts to recognize the repayments the counties receive from paying patients. This will save \$260,000.

Inaugural Message Programs. In my inaugural address, I presented certain proposals for new or augmented programs. Included in the budget is a total of \$1.7 million for these proposals, as follows:

To provide medical care for permanently disabled persons.....	\$514,620
To establish an Economic Development Agency.....	350,000
To establish a Fair Employment Practices Commission.....	240,000
To enable the Department of Public Health to maintain guard against levels of radioactivity that may endanger life or health.....	239,216
To supply additional funds for concentrated research on the causes and prevention of air pollution.....	162,307
To initiate special handling and treatment of paroled narcotic addicts.....	125,000
To establish the office of Consumer Counsel.....	45,000
To establish co-ordination of activities directed toward problems arising from the use of radioactive materials.....	22,705
Total	\$1,698,848

Salary Increases. In its annual report dated December 23, 1957, the Personnel Board recommended a 3 percent salary increase for all employees under its jurisdiction for 1958-59. Funds to implement this recommendation were eliminated by the 1958 Legislature. In its last

report of December 5, 1958, the board recommends an increase for fiscal year 1959-60 of $7\frac{1}{2}$ percent, plus an added 5 percent for state college faculties, plus \$875,000 for special salary adjustments. The board states that the cost would be \$20.6 million. However, if these recommendations were adopted, a like increase presumably would be added to University of California salaries and to salaries of statutory and exempt personnel; also retirement contributions would increase for all affected employees. Hence the total cost to the General Fund would approximate \$31.1 million.

While it is true that salary increases for state employees in a time of financial stress should be carefully weighed, it is also true that to hold state employees to existing salary levels in an inflationary period has the effect of requiring them to finance in part the state expenditure program. After full consideration, I have included in the budget provision for a 5 percent increase for salaries of all state employees for the fiscal year 1959-60 at a total cost of \$32 million, of which the General Fund will bear \$19.3 million.

The California Consumer Price Index at June 15, 1958 (which was the approximate effective date of the recommended 3 percent increase mentioned above) was 126.2; and it is estimated that at June 15, 1959 it will be 128.1; an increase of 1.9 points or 1.5 percent. As a check on these figures, a Personnel Board chart dated October 17, 1958 indicates that state salary levels were approximately equivalent to comparable industry and governmental salary levels at July 1, 1957; between that date and June 15, 1959 it is estimated that the index figure will rise from 121.7 to 128.1, an increase of 6.4 points or 5.2 percent. Assuming that the 3 percent increase recommendation referred to was a sound one, and adjusting it to the index figures, it would appear that a salary increase of from 4.5 percent to 5.2 percent would be equitable for 1959-60.

It is on this basis that I have arrived at the recommended 5 percent increase. I am aware of the fact that the wage statutes of California have eliminated regular use of cost of living data from salary survey studies since 1949. But these are stringent times for state finances. The burden of that stringency should not be permitted to fall unduly on state employees. Nevertheless, in making provision for them in the light of existing conditions, statutory guides for survey studies should not be the exclusive consideration.

I have not included any additional increase for the state college faculties, although of course they will receive the 5 percent increase recommended for all state employees. This should put them on better than a parity basis with similarly situated college personnel in other states. In 1957 state college faculty members received a 10 percent increase while state employees generally got 5 percent, and some university personnel 7 percent. Further preferential treatment for state college faculty members is believed unwarranted at this time.

Water Resources and the Investment Fund. The budget proposes operations of the Department of Water Resources in the total amount of \$12.2 million, an increase of \$.9 million over the current year. This amount will be financed by \$7.1 million from the General Fund and \$5.1 million from the Investment Fund. The capital outlay program

is budgeted at \$52.9 million, of which the Investment Fund will supply \$52.8 million. \$10 million of this amount has already been appropriated and is available from the current budget year. \$4.7 million is for administration and design, leaving \$38.1 million in new appropriations for construction.

The anticipated activities and capital outlay programs, and my views and recommendations with respect to dedication of the Investment Fund for water development, have been put before you in a special message, and financial details are contained in the budget. For these reasons further discussion here is unnecessary.

I will only repeat that the orderly and prompt development and distribution of California's water resources is a project of the highest priority for the future of our State.

Other Capital Outlay. The State building program, which has been under way for a number of years, will continue under the proposed budget for total expenditures of \$95.5 million. This will be funded by \$20.9 million from special funds, \$66.2 million from State construction bond issues, and \$8.5 million from the Capital Outlay and Savings Fund. The last amount represents a transfer from the General Fund.

Other capital outlay expenditures, all from funds other than the General Fund, include \$218 million from the State Highway Fund, \$52.9 million for water resource development mostly from the Investment Fund, and \$15.6 million from the State Beach and Park Fund. The total in this category is \$318 million.

Military and Veterans Affairs. I recommend elimination of the officers' uniform allowance to the extent that it is duplicated by a federal allowance for uniforms. I also recommend discontinuance of State support for the cadet corps program. These changes will save \$541,000. I also recommend that the subsidy to veterans' organizations for furnishing claims and rights services to veterans, and the similar subsidy for county veterans service officers, be deleted. There appears to be inadequate justification for continuance of these expenditures by the State in view of federal responsibility and activities in this field. The saving here is \$1.1 million.

Public School Apportionment. I am determined, as I said in my inaugural, that California shall have the best public schools in the United States. Toward this goal, I offer two basic recommendations.

First, the improved level of State support at the ADA figure of \$193.37, as authorized by the 1957 Legislature, must be continued. Unless legislative action is taken, apportionment aid will automatically return to the \$180 formula that was in effect June 30, 1957. The result of this upon our public schools would be tragic. I am, therefore, making a budgetary provision for \$76,260,680, the amount necessary to maintain the 1957 formula, adjusted for the larger number of children now in school. Of this amount, \$31,171,920 is required to meet the ADA increase at \$180, and \$42,988,760 is necessary to provide \$193.37, the 1957 figure, for the total ADA of 1959-60.

Second, I am recommending an additional \$23,453,000 for the express purpose of improving the quality of education beyond that possible

under the 1957 figure. Specifically, I recommend that the apportionment figure per unit of average daily attendance be increased by \$7.45, or from \$193.37 to \$200.82.

In its January, 1959, report to the Legislature, the Department of Education directed attention to the increasing ratio of the number of children to our total population and to the higher costs of education for each child. The State must assume its share of these increased financial responsibilities. No activity we support is of greater importance than public education.

In urging this increase, I wish to point out that this is the first time since 1952, and the second time since 1945, that the budget message has contained a specific recommendation by the Governor for an improvement in the apportionment aid formula.

The amount of increase I have recommended is less than that suggested by the Department of Education. This is dictated by the necessity of achieving a proper balance among our many State responsibilities, and also in order to keep a firm limit on tax increases.

I am convinced that we must improve our support of the program for physically and mentally handicapped children. Thus, in principle though not in exact amount, I concur in the Department of Education's recommendation that the State increase its contributions for this purpose. I am recommending \$2.49 per ADA unit, which is part of the total increase of \$7.45. To sustain the present support level of \$193.37, adjusted for the larger number of pupils, and adding the improvement figure I have recommended, will provide a total increase in school apportionment funds of \$60.7 million for 1959-60 over 1958-59.

In tabular form, I compare below the increases proposed by the Department of Education and those which I am recommending.

	<i>Proposed Increases *</i>	
	<i>Department of Education</i>	<i>Budget</i>
Basic and Equalization Aid-----	\$44,175,000	\$20,336,000
Amount per ADA-----	13.97	6.46
County School Service Fund-----	316,300	---
Amount per ADA-----	.10	---
Pupil Transportation-----	---	---
Amount per ADA-----	---	---
Special Education-----	10,785,830	7,839,000
Amount per ADA-----	3.41	2.49
Apportionment for Growth-----	-3,398,760	-4,722,000
Amount per ADA-----	-1.07	-1.50
Subtotal, State School Fund-----	\$51,878,370	\$23,453,000
Amount per ADA-----	16.41	7.45
Driver Training-----	2,309,175	---
Amount per ADA-----	.73	---
Total, State School Fund-----	\$54,187,545	\$23,453,000
Amount per ADA-----	\$17.14	\$7.45

* These increases are over and above apportionments based upon the present amount per ADA of \$193.37 (recommended for continuance both by the Department of Education and in the proposed budget), augmented to include the anticipated increased enrollment for 1959-60.

In explanation of my recommendations, I offer the following analysis:

(1) *Basic and Equalization Aid.*

(a) My recommendations for changes in the basic and equalization aid funds represent a 5 percent increase, less the adjustments noted in the next two paragraphs.

(b) The levying of additional state taxes for increased allowances to the wealthier districts is not deemed warranted at this time. Accordingly, there is no increase recommended for *basic aid*. The department's proposal for an increase in this figure from \$125 to \$130 is not included, reducing the proposed 5 percent increase by approximately \$3 million. This \$3 million would have gone to those wealthier districts not eligible for equalization aid.

(c) Large state expenditures for *adult education* must be weighed against the more pressing needs of the school system for additional funds to educate children, particularly in a time when every additional dollar provided by the State must come from a new tax levy. Thus I recommend a reduction in basic and equalization aid for adult education programs of approximately 25 percent or \$2.5 million. The effect will be to encourage districts to recoup from fees more of the costs of those adult programs which are not of a truly basic educational character, or to curtail such offerings except to the extent that the district is willing to finance them from local funds.

(2) No increase in the basis of apportionments for the *county school service fund* is recommended. This fund was intended to take care of the very small inefficient districts, which have been decreasing in number since the fund was established. The fund therefore should be declining instead of growing.

(3) As I mentioned earlier, a substantial increase is included for *special education* to cover approximately 100 percent of current average excess costs to school districts in educating the physically handicapped and mentally retarded children; the increase amounts to \$7.8 million. This involves a reduction in amount as compared with the request of the department. Instead of basing its figure on present costs, the department projected annual increases in costs for the next two years.

(4) The department recommends a decrease in *apportionment for growth*. The previous apportionment for growth has proved to be too large. This allowance has been adjusted to bring it into conformity with the other allowances I have recommended. There will be a resultant saving of about \$1.3 million.

(5) Increased support for *driver training programs*, and for encouraging districts to *lengthen the school year*, is not recommended. I cannot accord these items a priority high enough to justify a further tax increase.

The costs of education have taken an increasingly larger share of the General Fund in recent years. This year the growth factor alone will require a significant portion of the new revenues we must develop. Thus, because I must distribute revenues among the many functions and services of the State, I cannot concur in the total recommendations made by the Department of Education.

The years ahead will require greater effort by all to meet the costs of education. Toward the goal of keeping these costs within the limits of our ability to pay, I urge all in the field of public education to make a critical re-examination of methods and offerings. Economies can be achieved through district reorganization and the elimination of small, highly expensive districts.

Improved visual teaching aids and the resources of electronic science can point the way to the wider and more economical distribution of teaching skills. These and other improvements are vitally needed if we are to avoid being overwhelmed by the costs of education. We can, I am convinced, reduce some costs, and those which we cannot reduce we shall recognize as our obligation to the children of California. These we will meet.

University of California. The recommended University appropriation totals \$94.3 million. This will enable the Regents to continue the complete University program as contemplated by the budget requests. This figure contains funds based upon existing formulas for the larger student population expected in the next fiscal year, as well as for the gradual shift to a larger proportion of students in the more expensive upper division and graduate courses. Adjustments made in arriving at the total appropriation figure mentioned include: (a) Budgetary savings in 1959-60 (estimated excess of appropriations over actual expenditures) estimated at \$2.7 million, and for the current fiscal year at \$2 million; (b) A \$1.2 million saving representing approximately 16 percent of the cost of the Extension Division heretofore subsidized by state funds. Since none of these courses are given without a fee charge, small fee increases will make the Extension program self-supporting as is presently the case with similar courses given by the state colleges; (c) Increase in nonresident tuition fees from \$400 to \$500 per year, adding \$550,000 to reimbursements; (d) Providing for a contingent fund of \$1 million instead of \$1.1 million, which would appear reasonable in view of the \$1 million contingent fund utilized for the General Fund operations; (e) Eliminating \$100,000 requested for nonacademic merit pay increases, as not compatible with state employee compensation practices. All employees and faculty of the University are of course included in the provision for a 5 percent salary increase which I am recommending, at a cost (for the University alone) of \$5 million. Provision is made for funds requested for operation of a radio astronomy telescope (\$28,000).

State Colleges. I recommend appropriations in the amount of \$57.6 million, including funds for an off-campus resident center for teacher education in Imperial Valley (\$47,000), and a contingent fund for college presidents' expenses in connection with faculty and student receptions (\$15,000). An increase in resident fees from \$40 to \$50 was recommended by the Department of Education. I recommend that these fees be fixed at \$65 per year, thus increasing anticipated reimbursements by \$1.2 million. The larger amount is justified on the basis of those special and other services for which fees have been customarily charged, and does not involve any charge in the nature of a tuition for educational purposes. At the same time it is proposed to increase nonresident fees from \$180 to \$250 per year. The new fee schedule is in line with charges made by similar institutions in other states. With respect to the authorized colleges in Orange and Alameda Counties, funds have been provided for a staff to continue planning only, and the \$1.5 million requested to commence operation of these new colleges in rented quarters is not included. In view of the present

fiscal situation, temporary deferment of actual opening is proposed until the rollers are prepared to open in their own plants.

Fiscal Affairs. Transfer of certain specialized auditing functions from the State Controller to the Departments of Social Welfare and Public Health respectively will result in additional federal grants to the State of \$750,000. Preempting of claims by the Controller in part duplicates accounting work of other agencies; elimination of this duplication will reduce the Controller's budget by 18 positions or \$88,000. Improvements in methods and staff assignments in the division of buildings and grounds will reduce the Department of Finance budget by \$150,000. Provision is made for 30 additional auditors for the Franchise Tax Board for field audits both in and out of California. I am here assured that this will produce substantial additional tax revenues.

Other Functions. I recommended that administrative costs of the Division of Architecture be transferred to the Architectural Rendering Fund, reducing General Fund expenditures by \$194,000. Similarly, it is proposed that the Division of Administrative Procedures reduce from the general fund (specific special fund agencies) the full cost of hearing work performed (\$714,000).

EXPENDITURE COMPARISONS

A summary comparison of total State expenditures for the three years ending June 30, 1960, is as follows:

Summary—Actual and Estimated Expenditures—All Funds

	Actual 1957-58	Estimated 1958-59	Proposed 1959-60	Change from 1958-59
State Operations	\$761,400,972	\$766,220,440	\$776,227,732	\$10,007,292
General Fund	554,787,061	544,002,102	559,005,272	15,003,170
Fund Assistance	206,613,911	222,218,338	217,222,460	(5,000,000)
Totals	\$1,524,902,883	\$1,534,440,110	\$1,552,455,224	\$18,015,114

Summary—Actual and Estimated Expenditures—General Fund

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Fund Assistance	206,613,911	222,218,338	217,222,460	(5,000,000)
Totals	\$1,524,902,883	\$1,534,440,110	\$1,552,455,224	\$18,015,114

It will be observed that General Fund expenditures are estimated to increase by \$150.4 million in 1959-60 over the current 1958-59 year; whereas the increase for 1958-59 over 1957-58 was \$42.1 million. Such comparisons can be misleading without an analysis of the major elements that enter into the difference.

Increase in expenditures proposed for Fund Assistance amounts to \$101.1 million of the total \$150.4-million increase in 1959-60. Over and above increases necessitated by growth, which amount for more than half the increase in this category, are these important elements: (1) the 1959-60 budget includes the recommended increase in the level of

school apportionments amounting to \$23.5 million (no such increase was made in 1958-59); (ii) in 1959-60 a normal State contribution will have to be made to the Teachers Retirement Fund of \$40.2 million, whereas the 1958-59 budget reached into a reserve fund for \$20.1 million of that year's contribution with only \$14.5 million coming from current funds; this accounts for \$25.7 million of the difference; (iii) the increase in the required transfer to the Flood Control Fund in 1959-60 is greater by \$12.0 million than in 1958-59.

Comparisons as to expenditures from the General Fund for *Capital Outlay* for the three years are distorted by the relative use of bond funds (which are not included in the budget totals) in each of the years. In 1957-58 a smaller part of the building program was financed from bond funds with a correspondingly larger part from current funds. For this reason the 1958-59 budget for Capital Outlay shows a reduction in expenditures of \$68.7 million which obscures increases in other sections of the budget. This factor accounts for only \$7.5 million in comparing 1959-60 with 1958-59.

The real test of a "tight" budget is in the part dealing with *State Operations* where a much greater portion of the expenditures are subject to budgetary control. General Fund expenditures for State Operations are budgeted to increase by \$36.8 million in 1959-60 over 1958-59. The corresponding increase in 1958-59 over the preceding year was \$35.9 million. The 1958-59 budget, however, made no provision for salary increases, whereas the 1959-60 budget includes \$19.3 million for this purpose. Moreover, the uncontrollable provision for general debt service will increase by \$5.3 million in 1959-60 compared to an increase of only \$0.8 million in 1958-59.

When consideration is given to the necessity for providing for growth in the State's university, colleges, hospitals, and correctional facilities (in addition to the salary increase and debt service items totaling \$24.6 million), it becomes apparent that the 1959-60 budget compares most favorably to its predecessor.

FAIR AND EXPOSITION FUND

The Fair and Exposition Fund is perhaps the outstanding example of the defects and dangers inherent in the special fund method of financing. Large sums of money from taxation, having no logical relationship to the purposes for which they are dedicated, are substantially diverted from the General Fund and are directed to various specific functions designated as "agricultural." These dedications, whatever might have been the case when they were created, today bear no relationship to the needs of the various functions and serve to swell their expenditures beyond actual need in many instances. In addition, they have a definite tendency to inhibit appropriate annual budget scrutiny. Moreover, large sums of state moneys are frozen in "reserve" in the Fund, for no apparent or justifiable purpose. The sheer complexities of the Fair and Exposition Fund are inconsistent with any reasonable concept of understandable fiscal procedure.

I am convinced this fund should be abolished forthwith, and the financing now handled through this Fund be accomplished through the General Fund. Fortunately, this is a matter that the Legislature has plenary power to deal with.

I am not proposing any increase for 1959-60 in appropriations that would otherwise have been made from the Fund had it resulted in expenses during the coming year. To do so would have the effect of doubling my recommendations for abolition of the Fund.

As an integral part of my recommendations for abolition of the Fair and Exposition Fund, I recommend abolition of the Wildlife Restoration Fund which is fed solely by horse racing revenues, and transfer of the functions of the functions of this Fund to the Fish and Game Preservation Fund. I also recommend abolition of the State College Fund which is fed solely from Fair and Exposition Fund moneys and from horse racing revenues, with preservation of the same functions at the same level of expenditure in General Fund Revenue.

Consistent with abolition of the Fair and Exposition Fund and upon the assumption that my recommendations in this regard will be approved by the Legislature, I am proposing an increase in the tax on horse racing revenues as a part of my proposals relating to new revenue sources. This increase will produce net General Fund revenues of \$12.4 million.

In addition, adoption of my recommendations concerning abolition of the Fair and Exposition Fund will accomplish a net saving of \$4.8 million accumulated in the Fair and Exposition Fund and not allocated or appropriated for any immediate purpose. In addition, there will be an annual saving to the General Fund of the \$11,000 which was given to the Wildlife Restoration Fund, making the total 1959-60 benefit to the General Fund \$5.6 million.

Other State Funds. There are, of course, many other funds for which accounts are maintained in the State Treasury, about 40 of these are reflected in the budget books of revenues and expenditures. (See Schedule A of the 1958-59 budget.) There has been much discussion, some reported in the press, of the desirability of doing away with the special fund method of financing, and statements have been made that all funds should be abolished. In this connection, I would call the following matters to your attention:

(1) Some of these funds are established by constitutional provision, and so are beyond the power of the legislature to change. Principal ones in this category are the various highway user funds and the Fish and Game Preservation Fund.

(2) Apparent fund balances do not always represent cash in the treasury, as some funds have scheduled asset commitments in reality.

(3) Many funds are created from time charged to a particular business or professional activity and usually committed in support of regulation in the particular field. The courts have imposed a continuing obligation upon the State for support of such regulatory and service functions as were contemplated when the fees were imposed, and this obligation may affect the ability of the State to direct fund balances.

(4) Where funds are used for many of them are for support and control within purposes by the agencies to whose operations they relate, they demand when the General Fund of the necessity of financing such expenditures. If the funds are abolished and their surpluses and income diverted to the General Fund to the extent legally permissible,

the recurring benefit to the General Fund will be limited to the amount by which agency expenditures annually are less than the annual income of the respective fund. Furthermore, in a number of instances annual agency expenditures exceed the fund income related to the agency operation, and the General Fund is already "picking up the tab" for the excess, or the fund surplus is being used to provide this amount.

(e) Apparent balances are not always available for diversion, as they may already have been committed by the agency within its authorized powers for specific purposes.

(f) In a not inconsiderable number of cases where an agency is operating through a fund, the fund is used to provide working capital for agency expenditures. For example, fund income may be derived from fees collected on a calendar year basis, whereas the agency operates on a fiscal year basis. In such cases the fund balance may be deceptively large at June 30 of each year because it includes the amount necessary to support agency expenditures between July and December. If balances of this type are diverted to the General Fund, no financial benefit to the General Fund would occur, because the money would have to be kept intact as working capital for subsequent use of the agency.

(g) As I have already pointed out, the large balances that the State accumulated in the past when General Fund revenues exceeded expenditures and which were placed in the so-called "reserve" funds, will have been entirely used up in meeting annual budget deficits by the end of the current fiscal year. The single exception is the Investment Fund, which I am proposing for dedication to the development of our water resources exclusively.

The special funds are so numerous and many of them are so complex in structure that it was impossible for me to present as a part of this budget an acceptable program for overall modification of special fund financing. Only a more thorough study than has been possible in the time available for preparation of this budget can lay the foundation for such a program. It is for this reason that I have confined my recommendations in this area to the Fair and Exposition Fund. If this recommendation is unacceptable, it is hardly to be expected that any general revision of special fund financing can be expected in the foreseeable future.

Reference is made to a special analysis of fund balances which will be found in the introductory section of the budget.

FINANCING THE 1958-59 DEFICIT

The anticipated deficit from the 1958-59 Fiscal Year is now estimated to be \$68.4 million on June 30 of this year.

With a deep conviction that fiscal responsibility calls for early payment of our past debts, I have chosen to deal with this deficit.

It is my recommendation that the method of assessment and collection of the insurance gross premiums tax be changed to a self-assessment procedure, so that the proceeds of that tax calculated on premiums for the calendar year 1958 instead of being received by the State in the fall of 1959 will be received in April 1959.

This will produce added revenues for the current fiscal year of \$55.6 million, which will be used to reduce the carryover deficit from the current fiscal year from \$68.4 million to \$12.8 million. It is proposed that this remaining deficit be carried by temporary borrowing during the next fiscal year.

The program that I offer is estimated to erase all but \$5.4 million of the 1958-59 deficit by June 30, 1960. Moreover, the economy measures I have already initiated will materially reduce even this carryover.

1959-60 REVENUE PROGRAM

The central problem in this whole massive document we call the budget can be summarized with three figures. The proposed total General Fund expenditure for the next fiscal year, 1959-60, is \$1,419.1 million. The estimated General Fund income from presently expected revenues for that same period totals \$1,218.0 million. That leaves a shortage of \$201.1 million which must be obtained in order to balance income against outgo.

The Constitution enjoins me "to recommend the sources from which the additional revenue shall be provided." I would not have it otherwise. It is the proud responsibility of the chief executive of this State to provide courageous leadership when his tasks are most difficult. I am recommending not only the sources of additional tax money, but the amounts that should be obtained from each so that the budget may be balanced and the tax structure be fair and equitable.

To see I detail these recommendations, I shall discuss briefly the method used in arriving at them.

In the campaign for Governor it was agreed by both candidates that the State faced a fiscal crisis, and that the time had come to face up to the problem of obtaining sufficient revenues to put California back on a pay-as-you-go basis.

Immediately upon my election as Governor I began a study of this State's tax structure. I sought the counsel of leading experts in and out of State Government.

Among these experts, whether economists, tax attorneys, or specialists in governmental finance, I found an amazing degree of general agreement on the makeup of a new tax program for California. I found that it was widely recognized that the income tax, based as it is upon ability to pay, now plays too small a role in California's overall tax program. The income tax as now constituted is not constructed and graduated to reflect adequately the principle which makes it a fair tax.

I am recommending a substantial revision of the California state income tax structure. The revisions can be made—and should be made—so that the family with up to \$10,000 in annual income will not be adversely affected, and in many cases will benefit.

The income tax revisions alone, however, will not provide enough revenue to handle our fiscal problem. In making up the difference, we have gone to sources where the present taxes are considerably lower than in other major states or to recognized sources which California has left untapped.

In doing so, we have been careful to keep a reasonable balance between those taxes which place an added burden on industry and those which directly affect the consumer.

The following description of my tax recommendations, will, I think, explain why this is so:

1. *Income Tax.* I recommend revision of the personal income tax structure to increase revenues by \$60.7 million in the next fiscal year. Here are the proposed changes:

a. The tax brackets should be narrowed from \$5,000 to \$2,500. Under the present system, a man who pays taxes on \$10,000 in taxable income pays at about the same rate as a man who pays taxes on \$14,999. With this change, the rate would increase at \$12,500. At the same time the maximum rate should be increased from 6 percent to 7 percent so that there is a slightly steeper progression through the narrowed brackets.

b. The credit for dependents should be increased from \$400 to \$600, and the standard deduction from 6 percent to 10 percent. Taken together with the other proposed revisions, this would result in actual lowering of taxes for a married man with two children until his income reaches \$10,500 a year. It would also bring this feature of State tax law into conformity with the federal income tax law and simplify preparation of returns.

c. The personal exemption for married couples should be reduced from \$3,500 to \$3,000, and for single persons from \$2,000 to \$1,500. This brings the exemptions into a more logical relationship, and broadens the tax base.

d. Capital gains taxation should be changed to conform to the federal law.

It should be noted that the income tax tends to produce increased revenues as the economy expands and to keep pace with the steady inflation that has become a major factor in our economy.

2. *Inheritance Tax.* I recommend an increase in the rates of the Inheritance Tax on bequests to persons who do not have a close family relationship to the deceased. The rates in Class "C" should go up 25 percent, and in Class "D" 50 percent. Present provisions for credit on payments of federal estate taxes should be eliminated. An estimated \$2 million increase in revenue in 1959-60 would result. California's present rates were established in 1935 and there has been no increase since that date. The changes proposed would keep California well within the rate range of states which levy such taxes. The Gift Tax should be similarly modified, although the revenue effects would be minor.

3. *Bank and Corporation Franchise Tax.* I recommend the following changes in the Bank and Corporation Franchise Tax:

a. The rate for general corporations should be increased from 4 to 5½ percent. This compares to such other states as New York with 5½ percent, Oregon 6 percent, Minnesota 7 percent, and Massachusetts 7 percent. It should also be noted that these taxes are deductions against the federal income tax on corporations, and thus carry an offset factor for the corporate taxpayer of approximately 50 percent.

b. There should be a corresponding increase in the maximum rate applicable to financial institutions from 8 percent to 11 percent for the same general reasons.

c. There should be an increase in the minimum annual corporate franchise tax from \$25 to \$100.

d. There should be a provision permitting accelerated depreciation of assets on the same basis as that in the federal law, once again bringing about federal-state conformity.

Together, these changes would add \$33.6 million in revenues in the 1959-60 Fiscal Year. In the first full year in which the effect of these changes would be felt, the over-all increase over present revenues from these taxes would be \$58.6 million.

4. *Insurance Taxes.* Provision for self-assessment and advancing the date of payment of the insurance gross premiums tax, as proposed, would also increase revenue from that source on an accelerated basis in 1959-60, estimated at \$5 million.

5. *Severance Tax.* I recommend a severance tax on petroleum products at the rate of 2 percent of the gross value. California now has a small severance tax which is imposed for conservation and regulation purposes and which produces only token revenues. Most other major oil-producing states obtain major revenues from severance taxes. The 2 percent rate recommended is well below average among the 28 states which now have such taxes, and far less than the 5 percent levied by Oklahoma and the 4.6 percent levied by Texas. This tax would produce an estimated \$19.3 million in 1959-60, and an estimated \$23.2 million for a full year.

6. *Horse Racing.* I recommend that the State revise its formula for obtaining revenues from horse racing to increase those revenues by some \$12.4 million annually:

a. The gross commission on parimutuel betting should be increased from 13 to 15 percent. The track's share of the gross commission should be decreased by one-half percent on the handle between \$50 million and \$100 million, and by 1 percent on the handle over \$100 million, and there should be a corresponding increase in the State's share.

b. The so-called breakage formula should be changed so that the accumulated amount up to \$25,000 would be retained by the track; the accumulated amount between \$25,000 and \$100,000 would be shared equally between the track and the State; and all amounts over \$100,000 would go to the State.

7. *Cigarette and Tobacco Tax.* I recommend an excise tax on cigarettes at 3 cents per pack, which will produce an estimated \$52.9 million in the 1959-60 Fiscal Year and an estimated \$60 million for a full year. I also recommend an excise tax on other tobacco products at 15 percent of the wholesale price, estimated to produce \$7.1 million in 1959-60, and \$8 million for a full year.

California is one of the few states which does not now have a tobacco tax of any kind and the rates proposed are modest in comparison to those levied in many other states.

8. *Beer Tax.* I recommend that the rate of excise tax on beer be increased from 2 cents per gallon to 7 cents per gallon. It is estimated that this change will produce \$9.2 million in 1959-60 and \$10 million for a full year.

The State's present beer tax is one of the lowest in the Nation. The increase would leave the California beer tax rate still below that in some states in which prices of beer are at about the same level as in California.

Beer and cigarette taxes often hit the consumer the hardest, but it should be remembered that they are the only new taxes I am proposing which will have such an effect. Moreover, these taxes are levied not on necessities, but on items of personal choice.

In the first full year of impact for these new taxes, the estimated revenue is \$256.6 million. Every dollar, I anticipate, will be needed to meet the needs of our booming population—new schools, more teachers, mental hospitals, more correctional institutions, and more of all the essential services rendered by the State. We should return to the principle of financing as much as possible of our capital outlay requirements out of current tax revenue.

Estimated Yields (In Millions)

	<i>Full year (present base)</i>	<i>First year 1959-60</i>
1. Cigarette and tobacco tax.....	\$68.0	\$60.0
2. Beer tax increase.....	10.0	9.2
3. Horseracing revenues	12.4	12.4
4. Severance tax on petroleum products.....	23.2	19.3
5. Bank and corporation franchise tax changes.....	58.6	33.6
6. Insurance gross premiums tax advance in payment	5.0	5.0
7. Inheritance tax changes.....	8.0	2.0
8. Personal income tax changes.....	71.4	60.7
Totals	\$256.6	\$202.2

General Fund Summary

Revenues from present tax structure.....	\$1,217,974,289
Revenues from proposed new sources	202,200,000
Total Revenues	\$1,420,174,289
Reallocation of Fair and Exposition Fund.....	5,600,000
Transfers from other funds.....	709,288
Total Income	\$1,426,483,577
Expenditures	1,419,063,480
Indicated Surplus 1959-60.....	\$7,420,097
Deduct: 1958-59 deficit	—12,803,624
Accumulated Deficit at June 30, 1960.....	—\$5,383,527

I transmit to you herewith the detailed Budget for the fiscal year commencing July 1, 1959, and ending June 30, 1960, and I have presented to you my recommendations for the revenue sources required to finance it, pursuant to the provisions of the California Constitution.

These have been formulated with an emphasis upon the need for economy dictated by a decent regard for the stringent financial condition of the State. At the same time my program is a liberal and forward looking one, designed with faith and confidence in the future of this great State.

Respectfully submitted,

EDMUND G. BROWN, Governor

January 28, 1959

Message read, and ordered printed in the Journal.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 139

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, January 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 5

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 5—An act to repeal and re-enact the Vehicle Code and to add Chapter 6.5 commencing at Section 3067 to Title 14, Part 4, Division 3 of the Civil Code and to amend Section 11004.5 of the Revenue and Taxation Code, relating to vehicles.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 2

Assembly Joint Resolution No. 4

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Assistant Chief Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read the first time:

Assembly Joint Resolution No. 2—Relative to statehood for Hawaii.

Referred to Committee on Rules.

Assembly Joint Resolution No. 4—Relative to requesting Congress to authorize further appropriations for air pollution control.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 28, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed members to serve on interim committees to fill existing vacancies, as follows:

Joint Committee on Agricultural and Livestock Problems—Senator Walter W. Stiern.

Senate Interim Committee on Bay Area Problems—Senator John W. Holmdahl, Senator J. Eugene McAteer.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 28, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed Senator Luther E. Gibson to serve on the Joint Legislative Audit Committee to fill an existing vacancy.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 26, 1958

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 16

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 27, 1958

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 18

Senate Concurrent Resolution No. 19

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Insurance and Financial Institutions

SENATE CHAMBER, SACRAMENTO, January 28, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 188

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 28, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 29

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

CONSIDERATION OF DAILY FILE THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 25—Relative to the new Flag of the United States of America.

Resolution read, and presented by Senator Stiern.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 40—Relative to the creation of the Joint Legislative Committee on Legislative Reference Library and Research Services.

Resolution read.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In the third line of the title of the printed measure as amended in Senate January 27, 1959, strike out "and Research Services".

Amendment No. 2

On page 1, line 9, strike out "research", and insert "library".

Amendment No. 3

On page 2, strike out lines 21 to 25, inclusive.

Amendment No. 4

On page 2, line 26, strike out "(d)", and insert "(c)".

Amendment No. 5

On page 2, line 29, strike out "(e)", and insert "(d)".

Amendment No. 6

On page 2, line 37, strike out "(f)", and insert "(e)".

Amendment No. 7

On page 2, line 41, strike out "(g)", and insert "(f)".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Concurrent Resolution No. 45—Relative to approving charter amendments to the charter of the City of Santa Ana, a municipal corporation in the County of Orange, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the ninth day of April, 1957.

Resolution read, and presented by Senator Murdy.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 46—Relative to approving a charter amendment to the charter of the City of Santa Ana, a municipal corporation in the County of Orange, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958.

Resolution read, and presented by Senator Murdy.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 316: By Senator McBride (At the request of Department of Finance)—An act to amend Section 11274 of the Government Code, relating to general administrative costs.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 317: By Senator McBride (At the request of Department of Finance)—An act to add Section 13012 to the Government Code, relating to approvals or authorizations by the director or the Department of Finance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 318: By Senator McBride (At the request of Department of Finance)—An act to amend Section 15857 of the Government Code, relative to the acquisition of real property by the State.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 319: By Senator McBride (At the request of Department of Finance)—An act to repeal Section 12198 of the Government Code, relating to recording official bonds.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 320: By Senator Gibson—An act to amend Sections 6731 and 8727 of the Business and Professions Code, relating to planimetric or topographic mapping and ground surveys necessary therefor.

Referred to Committee on Judiciary.

Senate Bill No. 321: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 13106 of the Government Code, relating to quitclaiming of state-owned easements and rights-of-way.

Referred to Committee on Judiciary.

Senate Bill No. 322: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 16506 of the Government Code, relating to deposit of state funds.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 323: By Senator Gibson (At the request of Department of Finance)—An act to repeal Section 65334 of the Government

Code, relating to the appointment of area planning commission members.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 324: By Senator Gibson (At the request of Department of Finance)—An act to repeal Section 11 of Chapter 33, Statutes 1956 First Extraordinary Session, relating to state and local planning.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 325: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 13581 of the Government Code, relating to wages of State Printing Plant employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 326: By Senator Beard (Co-author Assemblyman House)—An act to amend Sections 58850 and 58851 of the Government Code, relating to county boundary commissions.

Referred to Committee on Judiciary.

Senate Bill No. 327: By Senator Beard (Co-author Assemblyman House)—An act to add Section 1507 to the Education Code and Section 10810 to the Education Code, as proposed by Senate Bill No. 2, relating to education.

Referred to Committee on Education.

Senate Bill No. 328: By Senator Beard (Co-author Assemblyman House)—An act to amend Section 16573 of the Public Utilities Code, relating to Public Utilities Districts.

Referred to Committee on Local Government.

Senate Bill No. 329: By Senator Beard (An act to amend and renumber Section 37395 (as added by Chapter 1475 of the 1957 Statutes) of the Government Code, relating to leasing of public property.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 330: By Senator Hollister—An act to add Section 6880 to the Public Resources Code, relating to payments to local taxing agencies with respect to state tide and submerged lands included within an oil or gas lease.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 331: By Senator Hollister—An act to amend Section 17014 and to repeal Section 17016 of the Revenue and Taxation Code, relating to residency for purposes of the Personal Income Tax Law.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 332: By Senator Christensen (At the request of Division of Corporations)—An act to amend Sections 26002, 26003, 26004, 26005, 26006, 26007, 26008, 26009, 26010, 26011, 26012, 26013, 26015, and 26016 of, and to add Section 26014.1 to, the Corporations

Code, relating to fees under the Corporate Securities Law, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 333: By Senator Rodda—An act to amend Section 301 of the Education Code, amend Section 601 of the Education Code as proposed by Senate Bill No. 2, and repeal Section 601.1 of the Education Code as proposed by Senate Bill No. 2, relating to county boards of education.

Referred to Committee on Education.

Senate Bill No. 334: By Senator Rodda—An act to add Chapter 3 (commencing with Section 1950) to Part 7 of Division 2 of the Labor Code, relating to wages of public employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 335: By Senator Thompson (At the request of Department of Finance)—An act to amend Section 10036 of the Health and Safety Code, relating to vital statistics.

Referred to Committee on Judiciary.

Senate Bill No. 336: By Senator Thompson (At the request of Department of Finance)—An act to amend Section 10612 of the Health and Safety Code, relating to vital statistics.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 337: By Senator Burns (At the request of Department of Public Health)—An act to amend Section 26495 of the Health and Safety Code, relating to misbranding of foods.

Referred to Committee on Public Health and Safety.

Senate Bill No. 338: By Senator Burns (At the request of Department of Public Health)—An act to amend Section 26470 of, and to add Sections 26465, 26466, and 26542.1 to, the Health and Safety Code, relating to foods, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health and Safety.

Senate Bill No. 339: By Senator Donnelly (At the request of Department of Education)—An act to amend Section 8752 of the Education Code, and amend Section 5602 of the Education Code as proposed by Senate Bill No. 2, relating to junior high schools.

Referred to Committee on Education.

Senate Bill No. 340: By Senators Coombs and Rodda—An act to add Section 6868 to the Harbors and Navigation Code, relating to river port districts.

Referred to Committee on Local Government.

Senate Bill No. 341: By Senator Cobey—An act to add Sections 35909, 35910 and 35911 to the Water Code, relating to California Water Districts.

Referred to Committee on Local Government.

Senate Bill No. 342: By Senator Cobey—An act to amend Sections 571.5 and 571.6 of the Elections Code, relating to election precincts.

Referred to Committee on Elections.

Senate Bill No. 343: By Senator Erhart—An act to amend Section 8046 of the Fish and Game Code, relating to privilege taxation of commercial fish packers and processors.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 344: By Senator Farr—An act to amend Section 10407 of the Government Code, relating to the Commission on Uniform State Laws.

Referred to Committee on Judiciary.

Senate Bill No. 345: By Senators Grunsky, Regan, Arnold, Beard, Christensen, Cobey, Coombs, Dolwig, and Farr—An act to add Section 1250a to the Code of Civil Procedure, relating to offers of purchase in eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 346: By Senators Grunsky, Regan, Arnold, Beard, Christensen, Cobey, Coombs, Dolwig, and Farr—An act to add Section 1247b to the Code of Civil Procedure, relating to evidence in eminent domain proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 347: By Senators Grunsky, Regan, Arnold, Beard, Christensen, Cobey, Coombs, Dolwig, and Farr—An act to add Section 1255b to the Code of Civil Procedure, relating to eminent domain and the allowance of interest after an order is made letting the plaintiff into possession.

Referred to Committee on Judiciary.

Senate Bill No. 348: By Senator Farr—An act to amend Sections 12512, 12550, 26500, and 26521 of, and to add Section 12518.1 to, the Government Code, and to repeal Section 11680 of the Health and Safety Code, relating to the duties of the Attorney General and district attorneys.

Referred to Committee on Judiciary.

Senate Bill No. 349: By Senator Farr—An act to add Division 5, comprising Sections 30000 through 30010, to Title 4 of the Corporations Code, relating to fiduciary security transfers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 350: By Senator McBride—An act making appropriations for the support of the Government of the State of California and for several public purposes in accordance with the provisions of

Section 34 of Article IV of the Constitution of the State of California, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 351: By Senator Farr—An act to repeal Article 4, comprising Sections 1154 to 1164, inclusive, of Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, and to add Article 4, comprising Sections 1154 to 1165, inclusive, to Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, relating to gifts of money and securities to minors.

Referred to Committee on Judiciary.

Senate Bill No. 352: By Senator Farr—An act to amend Sections 1653, 1672, 1677, 1680, 1683, 1685, and 1689 of, to repeal Sections 1661 and 1681 of, and to add Sections 1661, 1672.5, 1681, 1683.5, 1691, and 1692 to, the Code of Civil Procedure, relating to the enforcement of duties of support.

Referred to Committee on Judiciary.

Senate Bill No. 353: By Senator Farr—An act to add Chapter 6, comprising Sections 5500 through 5506, to Division 6 of Title 1 of the Government Code, relating to facsimile signatures or seals on public obligations.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 354: By Senator Farr—An act to repeal Section 2 of Chapter 1820 of the Statutes of 1955 and to repeal and add Article 7 (commencing with Section 12580) to Chapter 6 of Part 2 of Division 3 of Title 2 of the Government Code, relating to state supervision and enforcement of certain charitable trusts and similar relationships, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 355: By Senator McAteer—An act to amend Section 89 of the Code of Civil Procedure, relating to the jurisdiction of municipal courts.

Referred to Committee on Judiciary.

Senate Bill No. 356: By Senator McAteer (At the request of San Francisco Port Authority)—An act to amend Section 2054 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 357: By Senator McAteer (At the request of San Francisco Port Authority)—An act to amend Section 1705.5 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 358: By Senator McAteer (At the request of San Francisco Port Authority)—An act to add Section 2078 to the Harbors and Navigation Code, relating to the San Francisco Harbor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 359: By Senator Gibson—An act to amend Section 19 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 First Extraordinary Session), relating to annexation of land to the Vallejo Sanitation and Flood Control District, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 360: By Senator Shaw—An act to add Section 752 to the Welfare and Institutions Code, relating to disposition of wards of the juvenile court.

Referred to Committee on Judiciary.

Senate Bill No. 361: By Senator Shaw—An act to amend Section 61403 of the Government Code, relating to community services districts.

Referred to Committee on Local Government.

Senate Bill No. 362: By Senators Short, Slattery, and Arnold—An act to add Chapter 8 (commencing with Section 6900) to Part 1, Division 6 of the Fish and Game Code, relating to salmon and steel-head spawning areas.

Referred to Committee on Fish and Game.

Senate Bill No. 363: By Senators Dilworth, Short, and McAteer—An act to amend Sections 504, 509, 6816, and the title of Division 5 (commencing at Section 5001) of, to repeal Sections 504.5, 506, 506.1, 506.2, 506.6, 506.7, and Chapter 1 (commencing at Section 5001) of Division 5 of, and to add Chapter 1 (commencing at Section 5000) to Division 5 of the Public Resources Code, relating to state beaches, parks, monuments, and recreational areas, and making an appropriation.

Referred to Committee on Natural Resources.

Senate Bill No. 364: By Senator McBride—An act to amend Section 68542 of the Government Code, relating to expenses of judges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 365: By Senator McBride—An act to amend Section 16622 of, to add Section 16622.1 to, the Education Code, to amend Section 12152 of, and to add Section 12152.5 to the Education Code as proposed by Senate Bill No. 2, relating to compulsory attendance of pupils.

Referred to Committee on Education.

Senate Bill No. 366: By Senator McBride—An act to add Section 378 to the Education Code, and to add Section 817 to the Education Code as proposed by Senate Bill No. 2, relating to county superintendents of schools.

Referred to Committee on Local Government.

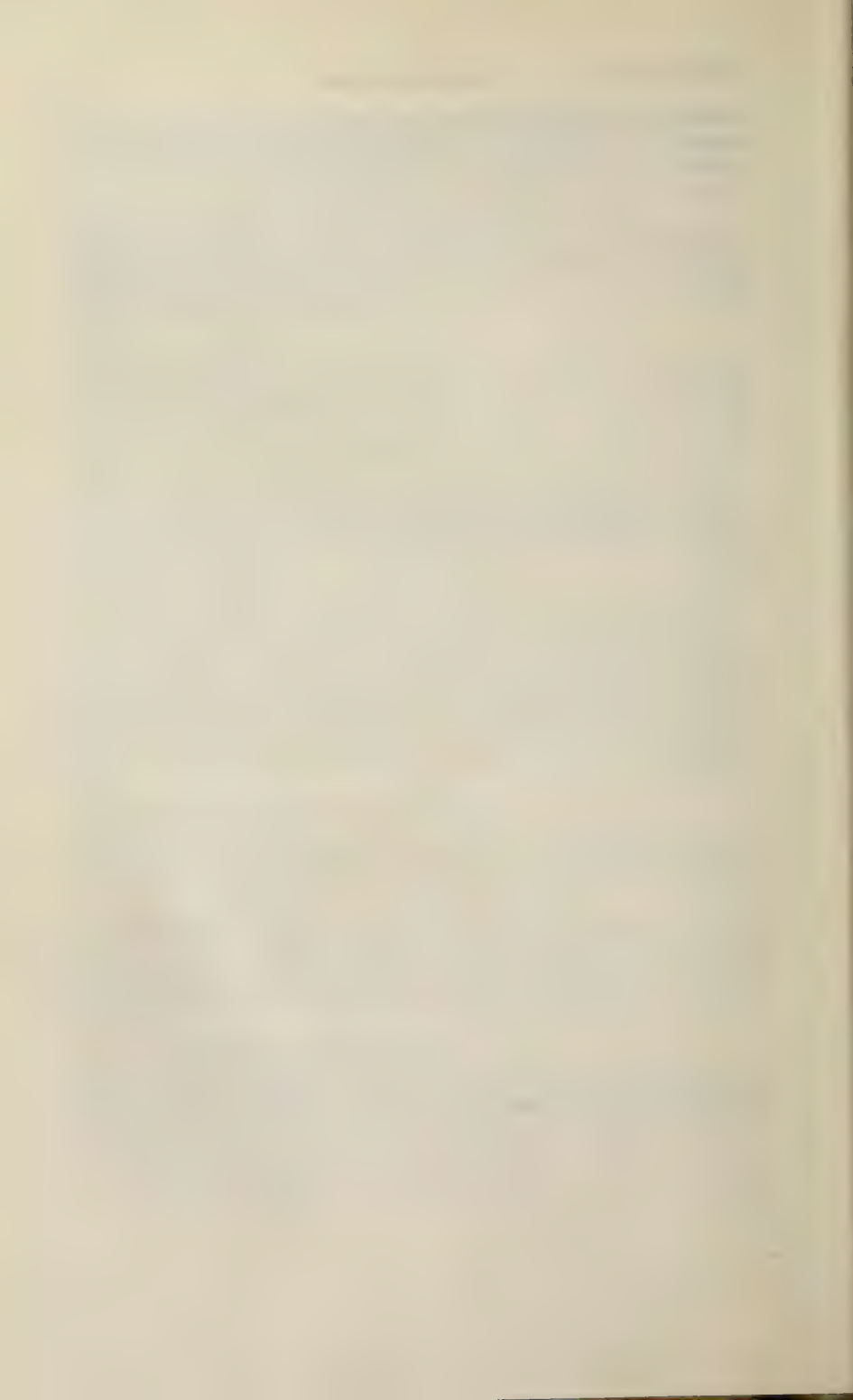
Senate Concurrent Resolution No. 20: By Senator Farr—Relative to a study of the Uniform Commercial Code.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 3.55 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Thursday, January 29, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTEENTH LEGISLATIVE DAY

NINETEENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, January 29, 1959

The Senate met at 10 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, and Williams—33.

Quorum present.

PRAYER

By invitation of the President pro Tempore, the following prayer was offered by Senator Dilworth:

O Lord, be merciful to us in our failings and trespasses and, when we become lost, help us to find our way back to Thee, that we may pursue the paths of truth and duty. Enlighten our minds that we put to the highest use every gift of Thy hand; that we cherish a good conscience above worldly gain and a healthy soul above sensual gratification. For these things we pray, that we may be good stewards of the trust we have accepted from Thee and from the State. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Collier, on motion of Senator Burns, due to legislative business.

Senator Fisher, on motion of Senator Beard, due to legislative business.

Senator Short, on motion of Senator Arnold, due to legislative business.

Senator Thompson, on motion of Senator Arnold, due to legislative business.

Senator Erhart, on motion of Senator Arnold, due to legislative business.

Senator Coombs, on motion of Senator Arnold, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Donald J. Heintzelman, of Inglewood; Mr. Harry Eisenberg, of Los Angeles; and Mr. Gerald Lash, of Sherman Oaks.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John W. Holmdahl, Jr., son of Senator Holmdahl.

On request of Senators Beard and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Barbara Nougier, of Canoga Park.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Professor Frank Mesple, Professor of Political Science, and the following graduate students from San Francisco State College: Roberta Moffet, Boyce Bennett, Don Livingston, Dick Cretan, Jerold Wacks, and Allen Ring.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Patricia Liebert and Mr. E. Walter Liebert, of Marin County.

On request of Senators Teale and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Olive Auser, Mr. Robert K. Oldenburg, Mr. LeRoy Elder, adults, and the following students of the Big Oak Flat-Groveland Union School, Tuolumne County: Billy Auser, Sandra Walker, Pamela Green, Thorlee Crawford, Anna Bell Moore, Shirley Stoughton, Jimmy Peters, Robert Vipperman, Robert Coolidge, Jim Finley, Jack Finley, Floyd Walker, Tommy Wilson, Louie Gookin, Dorothy Elder, Fayma Gray, Janet Cremeen, and Sharon Nicholson.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, January 28, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 12—Approving the charter of the City of Needles, County of San Bernardino, State of California, ratified by the qualified electors of said city at a special election held therein on the third day of June, 1958; And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-eighth day of January, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 17

And reports the same correctly engrossed.

BURNS, Chairman

Senator McCarthy Presiding

At 10.10 a.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

**CONSIDERATION OF DAILY FILE
SECOND READING OF ASSEMBLY BILLS**

Assembly Bill No. 188—An act to repeal Sections 31, 32, 33, and 34 and Chapters 5 and 8, Part 2, Division 1 of the Insurance Code, to add Chapters 5 (commencing at Section 1621), and 8 (commencing at Section 1831), to Part 2, Division 1 of said code, and to amend Sections 383.5, 766, 773, 783, 1760.5, 1765, 1776, 1813, 1821, 10252, 11101, 11102, 11103, 12280.2, 12281, and 12977 of said code, relating to the licensing of insurance producers, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, in the first line of the title of the printed bill, strike out "Sections 31, 32, 33 and 34 and".

Amendment No. 2

On page 1, line 1, strike out "Sections 31, 32, 33 and 34, and".

Amendment No. 3

On page 4, line 8, strike out ":", and insert ",".

Amendment No. 4

On page 22, line 8, after "insurers", insert "or".

Amendment No. 5

On page 25, line 27, strike out "1637", and insert "1706".

Amendment No. 6

On page 28, line 43, strike out "if", and insert "of".

Amendment No. 7

On page 31, line 32, strike out "section", and insert "article".

Amendment No. 8

On page 39, line 39, strike out "Chapters", and insert "Chapter".

SECOND SET OF AMENDMENTS TO ASSEMBLY BILL 188

Amendment No. 1

On page 4 of the printed bill as introduced, between lines 28 and 29, insert:
"(f) As an officer or salaried representative of a life insurer if his activities are limited to direct technical advice and assistance to a properly licensed person and his activities do not include effecting insurance or soliciting or negotiating insurance except as a part of and in connection with the business of an insurance agent, insurance broker, or life agent licensed under this chapter".

Amendment No. 2

On page 4, line 29, of said bill, strike out "f", and insert "g".

Amendment No. 3

On page 4, line 33, of said bill, strike out "g", and insert "h".

Amendment No. 4

On page 4, line 39, of said bill, strike out "h", and insert "i".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE RESOLUTION NO. 29

Senate Resolution No. 29

Relative to expressing appreciation to Miss Barbara Rosien for her work for the Senate Interim Committee on Housing and Recreation Needs of Elderly Citizens

WHEREAS, It has come to the attention of the members of this body that Miss Barbara Rosien, presently the assistant executive secretary of the Los Angeles City Authority, has performed invaluable services for the Senate Interim Committee on Housing and Recreation Needs of Elderly Citizens and for the Senate, particularly in connection with the preparation of the report of that committee; and

WHEREAS, These services were performed by Miss Rosien at her own expense and on her own time for the period of two years during which she was the executive secretary of the committee; and

WHEREAS, Such dedication to the interests of the people of this State calls for special recognition by this body; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this body hereby express their appreciation and offer their thanks to Miss Barbara Rosien for her extraordinary services to this Senate and to the people of California; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Miss Barbara Rosien.

Resolution read, and adopted on motion of Senator Burns.

Senator Shaw Presiding

At 10.16 a.m., Senator Stanford C. Shaw of the Thirty-sixth District, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 367: By Senator Dolwig.—An act to amend Section 400.2 of the Education Code and Section 758 of the Education Code, as proposed by Senate Bill No. 2, relating to the salary of county superintendent of schools.

Referred to Committee on Local Government.

Senate Bill No. 368: By Senator Dolwig.—An act to amend Section 453 of the Public Utilities Code, relating to public utilities.

Referred to Committee on Public Utilities.

Senate Bill No. 369: By Senator Dolwig.—An act to amend Section 851 of the Public Utilities Code, relating to the disposition of property by public utilities.

Referred to Committee on Public Utilities.

Senate Bill No. 370: By Senator Rodda.—An act to amend Section 7461.5 of the Education Code, and Section 22052 of the Education Code as proposed by Senate Bill No. 2, relating to the combination of bonds authorized pursuant to two or more elections into a single issue or series.

Referred to Committee on Elections.

Senate Bill No. 371: By Senator Shaw.—An act to add Section 4555.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 372: By Senator Cobey—An act to add Section 2830 to, to repeal Sections 25, 953, 2750, 3709.5, 6310, 7970.5, 7972, and 7972.5 of, to repeal Chapter 1 (commencing at Section 2000) of Division 5 of, to repeal Article 2 (commencing at Section 3870) of Chapter 2 of Division 6 of, and to amend Sections 3002, 3709, 3711, 6207, 6208, 7001, 7051, 7970, 7971, 8720, and 10050 of, the Elections Code, relating to the selection of delegates to party conventions.

Referred to Committee on Elections.

Senate Bill No. 373: By Senator Rodda—An act to amend Section 26907 of the Government Code, relating to the destruction of auditors' records.

Referred to Committee on Local Government.

Senate Bill No. 374: By Senator Rodda—An act to amend Section 26909 of the Government Code, relating to annual audits by the county auditor.

Referred to Committee on Local Government.

Senate Bill No. 375: By Senator Rodda—An act to amend Sections 29010, 29011, 29041 and 29061 of the Government Code, relating to county budget and tax levy procedures.

Referred to Committee on Local Government.

Senate Bill No. 376: By Senators Grunsky, Burns, Gibson, Byrne, and Johnson—An act to add Section 10607 to the Health and Safety Code, relating to access of newspapermen to vital statistics records.

Referred to Committee on Judiciary.

Senate Bill No. 377: By Senator Holmdahl (At the request of Department of Social Welfare)—An act to amend Section 1642 of the Welfare and Institutions Code, relating to maternity care.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 378: By Senator Farr—An act to add Section 7702.1 to the Fish and Game Code, relating to commercial fishing.

Referred to Committee on Fish and Game.

Senate Bill No. 379: By Senator Farr—An act to amend Sections 8011 and 8014 of the Fish and Game Code, relating to receipts for fish.

Referred to Committee on Fish and Game.

Senate Concurrent Resolution No. 21: By Senator Burns—Relative to trip of Nautilus under the North Pole.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 22: By Senator Holmdahl—Relative to approving a certain amendment to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958.

Request for Unanimous Consent

Senator Holmdahl asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 22, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 22

Senate Concurrent Resolution No. 22—Relative to approving a certain amendment to the charter of the City of Oakland, a municipal corporation in the County of Alameda, State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 10.25 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, February 2, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTEENTH LEGISLATIVE DAY

TWENTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, February 2, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Rabbi Irving I. Hausman, of Temple B'nai Israel:

We pray that we may always be mindful of the ideals of America, that have inspired our noblest writings; that have shaped our most righteous laws; that have given the wisest direction to our schools; that have molded our beneficent institutions. We pray that we may remember that not by mere wishing are visions realized, but only by toil and sacrifice. AMEN.

PLEDGE OF ALLEGIANCE

Senator Berry led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Farr, on motion of Senator Rattigan, due to legislative business.

Senator Hollister, on motion of Senator Burns, due to illness.

Senator Brown, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators McCarthy and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William Raffetto of San Francisco.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. R. A. Gleason of West Sacramento.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Helen Davis and Mr. Tom Breen of Sacramento; and Mr. Walter Anderson of Denver, Colorado.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack Stoddard of El Cerrito; and Mr. Richard Haber of Kensington.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Barbara Ferkiss and Miss Dolores Buckley, of Berkeley; Miss Eleanor Buckley, of San Francisco; and Mrs. Laura Fraser, of Oakland.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. A. Beek, wife of the Secretary of the Senate.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Francis Johnson, of San Bernardino.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. P. T. Ketelson, of Ridgecrest.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Rachel Day, Mr. James Glass, Mrs. Walters, and Mrs. Hubbard, adults, and the following students of the Lincoln School, Burlingame: Marjorie Armstrong, Christine Avakoff, Janet Avitabile, Robert Battagin, Barbara Beaumont, Gregory Chillemi, Robert Critzman, Sherry Dorris, Gregory Dougherty, Jeannie Fitzpatrick, Douglas Fraser, Denise Ginotti, Gary Giovannetti, Christopher Guiver, Diane Heuermann, James Hill, Ronni Hubbard, Linda Huff, Laurel Kendall, Linda Kisingbury, Kimbrough Laughlin, Donald Lightbody, Terry Mannheim, Michael Masarie, Carol Moore, Lester Morgan, Gregory Moscini, Gary Nolan, Michael O'Hara, Laura Schutt, Barbara Trexler, Jack Walters, and Bruce Young.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Natalie, Sister Carolyn, Sister Ann Marie, Sister Marie Simone, Sister Nazareth, and Sister Sebastian of the Dominican Order; Mrs. Gakie, adult; and the following students of St. Cyril's School, Oakland, who were guests of the Senate on January 30, 1959: Mike Lewis, Gary Peterson, Manuel Andrew, Gerald Rasmussen, Vincent O'Neill, John Dommes, Ann Doran, Martha Devine, Mike Ambrosi, Robert Freitas, Kelly Fry, Peggy Ford, Michael Tuttle, Janet Roger, Eugene DeSmidt, Gloria Gallo, Ken Nolan, Sharon Bradshaw, Nancy McLeod, Janet McQuillan, Aileen Moniz, Mary Gruidl, Joe Parlet, Jane Mullen, Joan

Guettenger, Joanne Parenzan, Judy Padrnos, Linda Leighton, Kathleen Jurick, Gloria Zanolin, Pat Epperson, George Stricker, Margaret Stage, Susan Sirhall, Claire Craig, Terry Shute, Howard Galyen, Bill Gonsalves, Diana Griese, Dwight T. Ehrensing, Luise Charlebois, Myron Hanson, Carol Ivica, Bernadette Fleming, Donna King, John Evans, Eddie Garcia, Lyle Peterson, Helene Santich, Rosemary Rodrigues, Michael Flaherty, Ronald LaCosta, John Rettig, Judith Hungerford, Margaret Cipra, Virginia Romagnolo, Rita O'Leary, Peggy Gehrig, Patricia Rago, Jacqueline Alberts, Lynda Bristol, Susan Streicher, Irene Fiore, Mina Basica, Barbara Soronella, Margaret O'Mara, Margot McQuown, George Manson, Lynne Boscelli, Alida Morrill, Maureen Finnegan, Carol Vierra, Rosalie Davis, Mary Margaret Butler, Danny Harrigan, Larry Goforth, Thomas Agner, Jon Molan, Dan Hutchinson, Frank Jurasek, Gary Truitt, Barbara Peterson, Diane Dommes, George Parenzan, Philip Warner, Douglas Snyder, Jack Doherty, Grace Prindville, and June Meechi.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alvin Dunn, Mr. Dayton Sayer, instructors, Mr. L. E. Carlin, District Superintendent, and the following students of the Palermo Elementary School, Oroville, who were guests of the Senate on January 30, 1959: Jess Abilez, Jerry Ashbury, Jerry Baldrige, Lloyd Braz, Tom Buckallew, Don Burns, Ron Burns, Virl Bush, Lawrence Cabrera, Vesta Castleman, John Chenoweth, Sharron Chenoweth, Beatrice Cuevas, George Custer, Ron Dyer, Tim Eggers, Eugene Flatt, Steve Greenman, Karen Hawkins, Dan Hazelton, Gloria Hindman, Sherilyn Housen, John Kidd, Sherrie LaDue, Darline Lerner, Ken Lewis, Janie Martinez, Jim McClung, Dennis McGill, Judy Metsker, Carole Mingus, Goe Moore, Helen Navarro, David Navarro, Madeline Oberholtzer, Charles Parker, Roger Parker, Arthur Poloni, Brian Raschdorf, Buck Rodgers, Russell Slobig, Dennis H. Smith, Dennis Ray Smith, Gary Stewart, Don Taylor, Charlie Thornton, Belva Travis, Ron White, Fred Writespan, Carolyn Yaws, and David Zabokrtsky.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PUBLIC WORKS
SACRAMENTO, January 29, 1959

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: Chapter 2009, Statutes of 1957 (Assembly Bill No. 4129), appropriated \$300,000 to the Department of Public Works for expenditure in conducting certain investigations and studies on U. S. 101 in and north of the City of Santa Monica, the so-called Pacific Palisades.

There are enclosed six copies of a progress report on this subject.

Sincerely,

ROBERT B. BRADFORD, Director of Public Works

Enc.

Reports ordered filed with the Secretary of the Senate.

STATE OF CALIFORNIA, DEPARTMENT OF CORRECTIONS
SACRAMENTO, February 2, 1959

The Honorable Glenn M. Anderson
President of the Senate
State Capitol, Sacramento, California

DEAR MR. ANDERSON: Pursuant to provisions of Section 6028.3 of the Penal Code, I have the honor, in behalf of the State Board of Corrections, to transmit the First Interim Report of the Special Study Commission on Juvenile Justice.

It is evident that the commission has made considerable progress and has pursued its objectives in an organized, well-conceived manner which has resulted in the active participation of local officials throughout the State.

The commission, in its preliminary findings, has already identified several problem areas in the administration of juvenile justice which require carefully conceived solutions. The commission's approach to this important task reflects its awareness of the complexity of issues under study. Their plans to base suggested solutions on a thorough analysis of data, and subsequent review by their advisory committee and leading professional organizations should produce favorable results. In view of the fact that the commission's staff was not assigned until early in 1958, the additional time which the commission requires to complete its responsibilities appears justified and necessary.

We, therefore, wish to join in the commission's request for an extension of time to June 30, 1960, in order that they may complete their study and respectfully urge favorable executive and legislative support of this request.

Respectfully submitted,

RICHARD A. MCGEE
Chairman, State Board of Corrections

Report ordered filed with the Secretary of the Senate.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, January 29, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

ADON V. PANATTONI, a resident of Sacramento; attorney; was graduated from Christian Brothers High School, also graduated from Santa Clara University and the University of California Hastings School of Law; has been a trial lawyer in Sacramento since 1940;

Member, Alcoholic Beverage Control Appeals Board, vice Coleman E. Stewart, resigned, for the term ending at the pleasure of the Governor.

THOMAS W. BRADEN, a resident of Oceanside; editor and publisher of the *Oceanside Blade-Tribune*; former assistant professor and assistant to the President at Dartmouth College; also been Executive Secretary of the Museum of Modern Art and Director of the American Committee on a United Europe;

Member, State Board of Education, vice William Bucknam, term expired, for the term ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, January 29, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 53

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 53—Relative to commending Clint Mosher.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 53, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 53

Assembly Concurrent Resolution No. 53—Relative to commending Clint Mosher.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Eihart, Fisher, Gibson, Heindahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams. 34.
NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 10

ARTHUR A. O'HINIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Joint Resolution No. 10—Relative to memorializing Congress concerning the establishment in California of a soil and water conservation laboratory.

Referred to Committee on Natural Resources.

Senator O'Sullivan Presiding

At 3.16 p.m., Senator Virgil O'Sullivan, of the Eighth Senatorial District, presiding.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, SACRAMENTO, January 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 139—An act to amend Sections 140 and 161 of, and to add Section 160.2 to, the Vehicle Code, and to amend Section 4606 of, and to add Sections 4011 and 4611 to, the Vehicle Code as proposed by Assembly Bill No. 5, and to add Section 10787 to the Revenue and Taxation Code, relating to vehicle registration, and declaring the urgency thereof to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-ninth day of January, 1959, at 11.30 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, February 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 2—An act to recodify the Education Code by repealing and re-enacting said code, relating to the establishment, maintenance, government and operation of schools, libraries and institutions of learning, arts and sciences;

And reports that the same has been correctly enrolled, and presented to the Governor on the second day of February, 1959, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, January 29, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 22

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Public Utilities

SENATE CHAMBER, SACRAMENTO, February 2, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:

Senate Joint Resolution No. 5

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

Committee membership 7; committee vote: Ayes 4; noes 2; absent 1.

SHORT, Chairman

Above reported resolution ordered to second reading.

LETTER OF TRANSMITTAL

SENATE CHAMBER, STATE CAPITOL
SACRAMENTO, CALIFORNIA, January 27, 1959

Hon. Glenn M. Anderson
President of the Senate
Senate Chamber, State Capitol
Sacramento, California

MR. PRESIDENT: Pursuant to Senate Resolution No. 156, read and adopted June 12, 1957, at the Regular Session of the Legislature, the Senate Interim Committee on Social Welfare submits a report with recommendations on the licensing of social workers.

The committee wishes to extend its appreciation to the public and private social work administrators, other county officials, interested professional and lay persons, the Legislative Analyst's Office, and the members and staff of the Board of Social Work Examiners who appeared at the public hearing to give the benefit of their experience and advice with respect to this problem.

Respectfully submitted,

JOHN A. MURDY, JR., Chairman
STANLEY ARNOLD, Vice Chairman
J. WILLIAM BEARD
STEPHEN P. TEALE

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Murdy moved that 1,500 copies of the report of the Senate Interim Committee on Social Welfare be printed for distribution.

Motion carried.

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to have the following statement by Senator Farr regarding Senate Bill No. 378, printed in the Journal:

January 30, 1959

**STATEMENT BY SENATOR FRED S. FARR
CONCERNING SENATE BILL NO. 378**

It has been brought to my attention that whereas the Legislative Counsel's Digest shows that Senate Bill No. 378 is limited in its operation to Monterey County, the bill actually has a statewide effect. As originally prepared and backed for introduction, the bill was limited to Monterey County, but it was decided thereafter that it should be made statewide in operation. Changes were indicated on the bill which was then to be returned to the Legislative Counsel for correction. Unfortunately, the bill was introduced in the Senate by inadvertence prior to being corrected by the Legislative Counsel, thus leaving the erroneous impression that the bill still affected Monterey County only. This statement is inserted in the Senate Journal for the purpose of correcting the record.

**CONSIDERATION OF DAILY FILE
THIRD READING OF ASSEMBLY BILLS**

Assembly Concurrent Resolution No. 40—Relative to the creation of the Joint Legislative Committee on Legislative Reference Library and Research Services.

Resolution read.

Motion to Amend

Senator McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "and Research Facilities".

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 380: By Senator Arnold (At the request of State Lands Commission)—An act to repeal Articles 3 (commencing at Section 7751), 4 (commencing at Section 7771), and 5 (commencing at Section 7901) of Chapter 4, Part 3, Division 6 of, and Section 7994 of, the Public Resources Code, relating to state lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 381: By Senator Arnold (At the request of State Lands Commission)—An act to repeal Section 6210.6 of the Public Resources Code, relating to the granting of rights-of-way for roads and highways over public lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 382: By Senator Arnold (At the request of State Lands Commission)—An act to amend Section 6210.4a of the Public Resources Code, relating to conveyances of state lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 383: By Senator Arnold (At the request of State Lands Commission)—An act to amend Section 7705 of, and to repeal Sections 7701, 7702, 7703, 7704, 7720, 7721, and 7722 of the Public Resources Code, relating to state lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 384: By Senator Arnold (At the request of State Lands Commission)—An act to amend Sections 6505.5 and 6509 of the Public Resources Code, relating to leases of public lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 385: By Senator Arnold (At the request of State Lands Commission)—An act to repeal Sections 7726, 7727, and 7728 of, and to amend Section 7729 of, the Public Resources Code, relating to state lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 386: By Senator Grunsky (At the request of Department of Insurance)—An act to amend Section 1657 of the Insurance Code, relating to the issuance of certificates of convenience.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 387: By Senator Grunsky (At the request of Department of Insurance)—An act to amend Sections 1718 and 12977 of the Insurance Code, relating to penalty fees for late applications to renew production licenses.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 388: By Senator Grunsky (At the request of Department of Insurance)—An act to amend Section 1775.5 of the Insurance Code, relating to taxes paid on gross premiums by surplus line brokers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 389: By Senator Grunsky (At the request of Department of Insurance)—An act to amend Section 11493 of the Insurance Code, relating to incorporation of nonprofit hospitals.

Referred to Committee on Judiciary.

Senate Bill No. 390: By Senator Grunsky (At the request of Department of Insurance)—An act to repeal Section 12970 of, to amend Sections 12973 and 12973.5 of, and to add Sections 12970 and 12970.1 to, the Insurance Code, relating to fees charged by the Insurance Commissioner.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 391: By Senator Thompson (At the request of Department of Public Health)—An act to amend Sections 26510,

26511, and 26516.7 of the Health and Safety Code, relating to the manufacturing, importation, and sale of foods.

Referred to Committee on Public Health and Safety.

Senate Bill No. 392: By Senator Thompson (At the request of Department of Public Health)—An act to amend Section 28126 of the Health and Safety Code, relating to license fees for cold storage plants.

Referred to Committee on Public Health and Safety.

Senate Bill No. 393: By Senator Thompson (At the request of Department of Public Health)—An act to amend Section 28361 of the Health and Safety Code, relating to canneries.

Referred to Committee on Public Health and Safety.

Senate Bill No. 394: By Senator Thompson (At the request of Department of Public Health)—An act to amend Sections 26549, 26550, and 26553 of the Health and Safety Code, relating to acquisition of samples prescribed by the California Pure Foods Act.

Referred to Committee on Public Health and Safety.

Senate Bill No. 395: By Senator Rodda—An act to amend Section 342 of the Code of Civil Procedure and Section 29702 of the Government Code, relating to claims against counties.

Referred to Committee on Local Government.

Senate Bill No. 396: By Senator Gibson (At the request of State Compensation Insurance Fund)—An act to add Section 16470.1 to the Government Code, relating to special fund investments.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 397: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 11011 of the Government Code, relating to lands under the jurisdiction of state agencies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 398: By Senator Gibson (At the request of Department of Finance)—An act to amend and renumber Section 96, as added by Chapter 1471 of the Statutes of 1957, of the Agricultural Code, relating to horserace meetings at state and agricultural district fairs.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 399: By Senator McCarthy (At the request of Department of Corrections)—An act to amend Section 4501 of the Penal Code, relating to assaults by state prison inmates.

Referred to Committee on Judiciary.

Senate Bill No. 400: By Senator Murdy—An act to add Section 5132 to the Agricultural Code, relating to the investment of moneys collected pursuant to the California Beef Council Law.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 401: By Senator Murdy (At the request of Department of Natural Resources)—An act making an appropriation for the acquisition of additional beach lands in Orange County, and providing for the transfer of money to the State Beach and Park Fund.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 402: By Senator Murdy—An act to add Chapter 4 (commencing at Section 3045.1) to Title 14, Part 4, Division 3 of the Civil Code, relating to liens for medical and other services furnished by hospitals.

Referred to Committee on Judiciary.

Senate Bill No. 403: By Senator Murdy—An act to amend Section 2873 of the Penal Code, relating to prison-made goods.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 404: By Senator Byrne (Assemblyman Hegland, co-author)—An act to add Section 538a to the Penal Code, relating to mortgaged animate chattels.

Referred to Committee on Judiciary.

Senate Bill No. 405: By Senator Byrne—An act to add Section 486 to the Streets and Highways Code, relating to adoption of a state highway route.

Referred to Committee on Transportation.

Senate Bill No. 406: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Section 25663 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 407: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to add Section 24209 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 408: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to add Section 23087 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 409: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to repeal Section 23783 of the Business and Professions Code, relating to alcoholic beverage licenses.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 410: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Section 23104 of the Business and Professions Code, relating to alcoholic beverages and insurers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 411: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Sections 24048.2 and 24048.4 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 412: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to repeal Section 23373 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 413: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Section 23034 of the Business and Professions Code, relating to stills.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 414: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Section 23106 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 415: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Section 23095 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 416: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Section 23081 of the Business and Professions Code, relating to appeals from decisions of the Department of Alcoholic Beverage Control.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 417: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to add Article 1.5 (commencing at Section 23800) to Chapter 5, Division 9 of the Business and Professions Code, relating to alcoholic beverage licenses.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 418: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to add Section 24077 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 419: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Section 25660 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 420: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Sections 25361, 25363 and 25367 of, and to add Section 25370.1 to, the Business and Professions Code, relating to the seizure and disposition of property for violation of the Alcoholic Beverage Control Act.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 421: By Senator Thompson (At the request of Department of Professional and Vocational Standards) —An act to add Section 6539 to the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Business and Professions.

Senate Bill No. 422: By Senator Thompson (At the request of Department of Professional and Vocational Standards) —An act to amend Sections 6549, 6550.5, 6566, 6625, 6627.5, 6627.6, and 6630 of, and add Section 6549.1 to, the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Business and Professions.

Senate Bill No. 423: By Senator Collier —An act to amend Section 7149 of the Fish and Game Code, relating to fishing licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 424: By Senator Collier —An act to amend Sections 658 and 660 of the Civil Code, relating to the definitions of real and personal property.

Referred to Committee on Judiciary.

Senate Bill No. 425: By Senators Grunsky, Byrne, Regan, Christensen, Arnold, O'Sullivan, Thompson, and Erhart —An act to amend Section 12880 of, and to add Sections 12881, 12882, 12883, 12884, 12885, 12886, 12887, 12888, 12889, and 12890 to, the Water Code, relating to state financial assistance for local projects, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 426: By Senator Stiern (At the request of Department of Veterans Affairs) —An act to amend Section 16111 of the Education Code, and Section 10652 of the Education Code as proposed by Senate Bill No. 2, relating to tuition fees for veterans' children.

Referred to Committee on Education.

Senate Bill No. 427: By Senator Stiern (At the request of Department of Veterans Affairs) —An act to amend Sections 890, 891, 894 and 895 of, and to add Section 896.1 to the Military and Veterans Code, relating to educational assistance to veterans' dependents.

Referred to Committee on Education.

Senate Bill No. 428: By Senator Stiern (At the request of Department of Veterans Affairs) —An act to amend Section 702 of the Military and Veterans Code, relating to salaries and expenses of the Division of Farm and Home Purchases, Department of Veterans Affairs.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 429: By Senator Stiern (At the request of Department of Veterans Affairs) —An act to amend Section 988.3, Military and Veterans Code, relating to advances of money to Department of Veterans Affairs by Department of Finance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 430: By Senator Stiern (At the request of Department of Veterans Affairs)—An act to amend Section 980 of the Military and Veterans Code, relating to veterans' benefits.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 431: By Senator Stiern (At the request of Department of Veterans Affairs)—An act to amend Section 16470 of the Government Code, relating to state funds.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 432: By Senator Stiern (At the request of Department of Veterans Affairs)—An act to add Section 996.21 to the Military and Veterans Code, relating to fire insurance on buildings of the Department of Veterans Affairs.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 433: By Senator Stiern (At the request of Department of Veterans Affairs)—An act to amend Section 20363 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 434: By Senator Regan—An act to amend Section 226 of the Water Code, relating to water use investigations, and making an appropriation.

Referred to Committee on Water Resources.

Senate Bill No. 435: By Senator Teale—An act to add Section 228 to the Labor Code, relating to jury duty.

Referred to Committee on Judiciary.

Senate Bill No. 436: By Senators Teale, Miller, Christensen, Coombs, Regan, Gibson, and Berry—An act to amend Sections 21200, 21201, and 21208 of the Financial Code, and Sections 343 and 11108 of the Penal Code, and to add Section 21208 to the Financial Code, relating to pawnbrokers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 437: By Senator Teale—An act to add Section 35010 to the Government Code, relating to the annexation of territory to cities.

Referred to Committee on Local Government.

Senate Bill No. 438: By Senator Teale—An act to add Sections 21641 and 21642 to the Public Utilities Code, relating to airspace hazards.

Referred to Committee on Judiciary.

Senate Bill No. 439: By Senator Teale—An act to amend Section 402.5 of the Revenue and Taxation Code, relating to the assessment of property used for agricultural, airport or recreational purposes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 440: By Senator Short (At the request of the Department of Mental Hygiene)—An act to amend Section 6650.5 of the Welfare and Institutions Code, relating to insane criminals.

Referred to Committee on Judiciary.

Senate Bill No. 441: By Senator Short—An act to repeal Section 33274 of the Health and Safety Code, relating to community development.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 442: By Senators Miller, Regan, Montgomery, Rattigan, McBride, Slattery, Short, Arnold, O'Sullivan, Rodda, McAteer, McCarthy, Stiern, Richards, Beard, Hollister, Shaw, Burns, Erhart, Dolwig, Christensen, Williams, Johnson, Byrne, Cobey, Brown, Berry, Collier, Coombs, Dilworth, Farr, Fisher, Gibson, Grunsky, Holmdahl, Thompson, Teale, Murdy, and Donnelly—An act to amend Section 47 of Chapter 1073 of the Statutes of 1957, relating to the Public School System.

Referred to Committee on Local Government.

Senate Bill No. 443: By Senator Shaw—An act to add Article 2 (commencing at Section 20678) to Chapter 3.2 of Division 10 of the Education Code, and to add Article 4.5 (commencing at Section 24856) to Chapter 13 of Division 18 of the Education Code as proposed by Senate Bill No. 2, relating to a branch facility of Los Angeles State College.

Referred to Committee on Education.

Senate Bill No. 444: By Senator Slattery—An act to amend Sections 4150, 4500, 4501 and 10840 of the Fish and Game Code, relating to sea lions.

Referred to Committee on Fish and Game.

Senate Bill No. 445: By Senator Richards (At the request of Department of Social Welfare)—An act to add Section 2163.6 to the Welfare and Institutions Code, relating to old age security.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 446: By Senator Erhart (At the request of Department of Fish and Game)—An act to amend Sections 3031, 3240, 3242, 3245, 4006 and 4751, and to repeal Sections 3243 and 3244 of the Fish and Game Code, relating to licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 447: By Senator Erhart (At the request of Department of Fish and Game)—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 448: By Senator Erhart (At the request of Department of Fish and Game)—An act to amend Section 4750 of the Fish and Game Code, relating to bear.

Referred to Committee on Fish and Game.

Senate Bill No. 449: By Senator Erhart (At the request of Department of Fish and Game)—An act to amend Section 3081 and to repeal Sections 4761 and 4762 of the Fish and Game Code, relating to the possession of bear meat after the season.

Referred to Committee on Fish and Game.

Senate Bill No. 450: By Senator Erhart (At the request of Department of Fish and Game)—An act to amend Section 2343 of the Fish and Game Code, relating to the importation of fish and game.

Referred to Committee on Fish and Game.

Senate Bill No. 451: By Senator Erhart (At the request of Department of Fish and Game)—An act to amend Section 1059 of the Fish and Game Code, relating to licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 452: By Senator Erhart (At the request of Department of Fish and Game)—An act to amend Sections 3083, 3084, 3085 and 3086 of the Fish and Game Code, relating to bonded frozen food locker and cold storage plants, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Senate Bill No. 453: By Senator Erhart—An act to amend Section 2 of the Fish and Game Code, relating to regulations on fish and game.

Referred to Committee on Fish and Game.

Senate Bill No. 454: By Senator McAtter—An act to amend Section 74512 of the Government Code, relating to additional reporters in the municipal court in the City and County of San Francisco.

Referred to Committee on Local Government.

Senate Bill No. 455: By Senator O'Sullivan—An act to amend Section 142 of the Vehicle Code and to amend Section 350 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to trailers used to haul fruits, olives or nuts.

Referred to Committee on Transportation.

Senate Bill No. 456: By Senator Regan—An act to amend Section 538e of the Penal Code, relating to misrepresentation in sales of fire-fighting equipment.

Referred to Committee on Judiciary.

Senate Bill No. 457: By Senator O'Sullivan—An act to amend Section 117p of the Code of Civil Procedure, relating to fees in small claims courts.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 5: By Senator Shaw—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 5 to Article XIV thereof, relating to water.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 23: By Senator Burns—Relative to departmental bills.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 24: By Senator Erhart—Relative to a study of election laws and practices in this State.

Referred to Committee on Rules.

**WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY JOINT
RESOLUTIONS NOS. 5 AND 6**

Senator Burns moved that Assembly Joint Resolutions Nos. 5 and 6 be withdrawn from Committee on Public Health and Safety, and re-referred to Committee on Rules.

Motion carried.

ADJOURNMENT

At 3.44 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, February 3, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

EIGHTEENTH LEGISLATIVE DAY

TWENTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, February 3, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O Thou who art from everlasting unto everlasting, grant to us a sense of history: That we did not get here in a hurry and on our own; that "others have labored and we are entered into their labors." Give to us also a sense of destiny: That we have some place to go where no one has yet been. Be Thou our companion of the roads, both old and new, on which we must travel to reach that destination. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Farr, on motion of Senator Rattigan, due to legislative business.

Senator Brown, on motion of Senator Burns, due to legislative business.

Senator Hollister, on motion of Senator Christensen, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Lynn Kopke, Mr. Nick Kopke, Miss Joan Warner, Mr. Thomas S. Crowe, and Mr. John R. Ludemann, all of Oakland.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Carmella Martin, City Editor, Anaheim Bulletin, Anaheim.

On request of Senators Dolwig and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Bryant Smith, of Sacramento.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. Patrick A. Donohoe, Rev. Lewis I. Bannon, and Mr. Richard Jonsen, of Santa Clara University, Santa Clara, and Mr. James K. Carr, of Sacramento.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wilbur W. Blodgett and Miss Patricia Blodgett of Napa, and Mr. Ray Nichols of Oakland.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Lynne Gibson of Encino, Mr. and Mrs. John R. Inderrieden and Mrs. Roberta Johnson of Los Angeles, Mr. Dennis Dalsimer of Bellflower, and Mr. Herbert Warner of Van Nuys.

On request of Senators Richards and Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George Gilbert of Rosemead, and Mr. E. A. Collier of Stockton.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marjorie M. Stiern of Bakersfield.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Gustafson, of Novato.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kenneth G. Forrest, of Sacramento.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank E. Cogan, Mr. Earl Rouda, Mr. Harold Degan, Mr. Maurice Lynch, Chief James Quigley, and Supervisor Joe Casey, all of San Francisco.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harry Slatkin, of Stockton.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Charles Buell, Mrs. Josephine Buell, Mr. Saulsberry, Mrs. Nunes, Miss Pollard, and the following students of the California School for the Blind, Berkeley: Robert Addison, Duffy Doody, Michael Edwards, Wally Finn, Tom Fowle, Robert Fowler, Richard Holcomb, Edward VanderLinden, Marline Green, Carol Ann Rose, Peggy Steagall, Betty Lujan, Tom Dana, Louis Martin, Robert Martin, Keith Schutz, Chester Sturgeon, George Nava, Muriel Brien, Mary Ann Sotelo, Sharon Welch, Ricky Joy, Jon Austin, Patsy Walters, Jerry Beaman, Leo Cruz, Robert Curley, Steve Hanamura, Tim Lewis, Larry Martin, Gary Stallings, Wayne Long, Mary DeCastro, Diane Kleyensteuber, Kathy Mertz, Mary

June Paulson, Myra Kay Reiner, Joanne Rewoldt, Esther Salata, Janice Schroeder, Jean Miller, John Kavanaugh, Carlos Ortiz, Bill Place, Benny Pharies, Charles Lunkley, and Joyce Morgan.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mother Julie and the following students of Saint Rose School, Santa Rosa: Janet Ambrose, Nancy Anderson, Shirley Bertoli, Victoria Bertoli, Elsie Bussa, Mary Campbell, Lynn Cerri, Mary de la Forest, Marilyn Fitch, Catherine Grace, Charlene Hull, Katherine Imwalle, Joan Kennedy, Jacklyn Leete, Carol Lucas, Suzanne Lucas, Ann Mosecardini, Loretta Olson, Sally Painter, Joan Patton, Helen Ray, Rose Rettela, Rose Rocco, Jane Schaefer, Mary Sullivan, Penelope Terry, Adrienne Trombetta, Patricia Uboldi, Michelle Wion, Sharon Zumwalt, Camille Carter, Stephen Anderson, Thomas Bell, William Burke, Thomas Cipolla, Daniel Eilers, Timothy Evans, William Ewertz, Jan Hansen, John Kalin, James Maguire, Edgar Marcoux, Norman Marcoux, John Moratto, David Nervo, Michael O'Leary, Lawrence Paniek, and William Traverso.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Peter D. Degnan, Leader; Mrs. Wm. Norman Deans, Assistant Leader, and the following members of Girl Scout Troop No. 36, Our Lady of Lourdes School, Oakland, who were guests of the Senate on January 30, 1959: Diane Deans, Rosemarie Degnan, Roberta Fletz, Marie Gray, Carol Melka, Lenore McInerney, Sue Metheny, and Katherine Vidulich.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Bleher and Mrs. A. Gensey, Leaders, and the following members of Girl Scout Troop No. 148, of the Claremont Junior High School, Claremont, who were guests of the Senate on January 30, 1959: Karen Anderson, Carlyn Bleher, Virginia Cheney, Bonnie Graham, Beverly Gill, Beth Hussey, Nancy Lowler, Patricia Neff, Kathy Ronay, Carolyn Woodward, David Gensey, and Neil Larson.

INTRODUCTION OF GUESTS

At 3.05 pm., on motion of Senator Thompson, the Senate recessed to permit Senator Thompson to introduce some distinguished guests.

The President appointed Senators Thompson and Gibson as a Special Committee to escort Rev. Father Patrick A. Donohoe, President, Rev. Father Lewis I. Baunon, and Mr. Richard Jonsen, of Santa Clara University, Santa Clara, California, to the rostrum.

Senator Thompson introduced Father Donohoe to the Senate.

Father Donohoe spoke briefly on the history of the University of Santa Clara and pointed out that the university is just one year younger than the State of California. He explained the educational advantages of the university and what the university is doing for its students.

Senator Thompson also introduced Father Lewis I. Baunon and Mr. Richard Jonsen, of the University of Santa Clara.

REASSEMBLED

At 3.15 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
SACRAMENTO, February 2, 1959

Hon. Joseph A. Beek

Secretary of the Senate

State Capitol, Sacramento, California

DEAR MR. BEEK: I am pleased to transmit herewith 41 copies of "Report of Board of Consultants to Department of Water Resources on Proposed Bidwell Bar and Oroville Reservoirs for Control and Development of Feather River," dated January, 1959, for distribution to Members of the Senate. This report has been prepared pursuant to Senate Concurrent Resolution No. 4, Chapter 6, Statutes of 1958. In addition, it considers alternative plans of development of the water resources of Feather River as suggested by the Weber Foundation in its several reports to the Assembly Committee on Conservation, Planning and Public Works. The board has also considered features of other possible plans for development suggested some years ago by the United States Bureau of Reclamation which differed from the proposals of the State's authorized Feather River Project and the plan of the Weber Foundation. The board studies 14 plans composed of the various suggested development features either singly or in combination. The board's studies also encompassed possible upstream developments.

The Board of Consulting Engineers, appointed by me on August 11, 1958, was composed of the following outstanding consulting engineers:

PAUL D. BERRIGAN, Brigadier General, United States Army, Retired, had a distinguished career in the development, design, and construction of both civil and military works for a period of 30 years. Among General Berrigan's assignments was a tour of duty as Division Engineer, South Pacific Division, in which capacity he was responsible for a number of the major multipurpose developments in the Central Valley, including Folsom, Pine Flat and Isabella Reservoirs. General Berrigan retired in 1957 and now is a consulting engineer with headquarters in San Francisco.

JOHN A. COTTON is an eminent consulting engineer in the field of water resources, and particularly in the development of power projects and the design and construction of dams. Mr. Cotton is a registered civil, electrical, mechanical, and structural engineer in the State of California. Prior to entering consulting practice he was associated with the Federal Power Commission, in which capacity he was closely connected with a large number of the power projects in California. He has been called upon by various nations throughout the world to assist them in the development of water resources.

SIDNEY T. HARDING, Professor Emeritus of Civil Engineering at the University of California, is one of the outstanding authorities on water supply and use, engineering economics, and project feasibility in the western United States. He served on the faculty at the university for 35 years, during which time he was also consultant for many public agencies concerned with water development. Since his retirement in 1949, he has devoted full time working with such agencies.

The board performed its work independently of the department, but members of the departmental staff were made available to the board to make engineering analyses and computations requested by it. The board met with officials of the United States Bureau of Reclamation, United States Army Engineers, and the Federal Power Commission to obtain from those agencies any information, assistance or advice within the purview of the board's study. The board also discussed the various possible developments with interested local agencies and individuals. The board expresses its appreciation for the excellent co-operation received.

The conclusions and recommendations of the Board of Consultants are:

"CONCLUSIONS"

"The Board concludes that Bidwell Bar Reservoir is not needed for sound water resource development of the Feather River Basin and that the large Oroville Reservoir is economically feasible and is needed for such development.

The Board recognizes that as water needs increase, upstream developments,

not now justified can be undertaken to conserve additional water supply in this basin."

"RECOMMENDATIONS"

"The Board recommends that Bidwell Bar Dam and Reservoir not be included in the State's development plans of the Feather River Basin."

I have reviewed the board's report and concur with its conclusions and recommendations.

Very truly yours,

HARVEY O. BANKS, Director

Encls.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 55

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 55—Relative to the Holy Cross Hospital in the San Fernando Valley.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 55, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 55

Assembly Concurrent Resolution No. 55—Relative to the Holy Cross Hospital in the San Fernando Valley.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

REQUEST FOR UNANIMOUS CONSENT

Senator Grunsky asked for, and was granted, unanimous consent to take up at this time a resolution to suspend Article IV, Section 2, of the Constitution of the State of California, to consider Assembly Bill No. 188.

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Grunsky:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Assembly Bill No. 188.

Resolution read.

The roll was called and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Motion to Rescind

Senator Grunsky moved that the vote whereby the amendments to Assembly Bill No. 188 was adopted on January 29, 1959, be rescinded.

The roll was called, and the motion carried by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Motion to Re-refer Assembly Bill No. 188

Senator Grunsky moved that Assembly Bill No. 188 be re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, January 26, 1959; Tuesday, January 27, 1959; Wednesday, January 28, 1959; and Thursday, January 29, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, February 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 11

Senate Concurrent Resolution No. 13

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, February 3, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Concurrent Resolution No. 11

Senate Concurrent Resolution No. 13

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 13.

COLLIER, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, February 3, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Concurrent Resolution No. 47

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

Committee membership 13.

COLLIER, Chairman

Above reported resolution ordered to second reading.

LETTER OF TRANSMITTAL

JOINT INTERIM COMMITTEE ON THE EDUCATION AND REHABILITATION
OF THE PHYSICALLY HANDICAPPED CHILDREN AND ADULTS
CALIFORNIA LEGISLATURE, February 3, 1959

*Hon. Glenn M. Anderson, President of the Senate
Senate Chamber, Sacramento, California*

MR. PRESIDENT: PURSUANT to A.C.R. 209, Res. Chap. 328, Stats. 1957, which authorized the Joint Legislative Committee on Education and Rehabilitation of Handicapped Children and Adults, the committee herewith submits its report.

The committee has continued to study the problems undertaken by the Senate committees established in 1953 and 1955 under similar resolutions. Due to limited funds and staff, the present report is concerned with only isolated problems that come within the scope of the resolution. Consequently, testimony of many witnesses is not included as part of the committee's report.

The committee wishes to express its appreciation to the many competent witnesses who appeared before the committee and to the Departments of Education, Social Welfare, Health and Mental Hygiene for their co-operation.

Respectfully submitted,

JAMES J. MCBRIDE, Chairman
DOROTHY DONAHOE, Vice Chairman

Members of the committee:

ASSEMBLYMAN CARLOS BEE
ASSEMBLYMAN EDWARD E. ELLIOTT
ASSEMBLYMAN JAMES L. HOLMES
ASSEMBLYMAN HERBERT R. KLOCKSIEH

SENATOR ED. C. JOHNSON
SENATOR STEPHEN P. TEALE
SENATOR JOHN F. THOMPSON
SENATOR LOUIS G. SUTTON

The letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

Motion to Print Copies of Report

Senator McBride moved that 3,000 copies of the report of the Joint Legislative Committee on Education and Rehabilitation of Handicapped Children and Adults be printed for distribution.

Motion carried.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Joint Resolution No. 5—Relative to the curtailment of service by the Southern Pacific Company.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, lines 4 and 5, of the printed measure, strike out "only three times a week", and insert "triweekly between January 15th and May 28th and between September 16th and December 14th and regularly between May 28th and September 16th and regularly between Dec. 15th and Jan. 14th."

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 40—Relative to the creation of the Joint Legislative Committee on Legislative Reference Library.

Resolution read, and presented by Senator McCarthy.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Gibson, Gransky, Holm Dahl, Johnson, McAtter, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Short, Stiern, Thompson, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Burns:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following resolution is indicated by being enclosed within brackets.

Senate Resolution No. 31

Relative to amending Rule 12 of the Permanent Standing Rules of the Senate

Resolved by the Senate of the State of California, That Rule 12 of the Permanent Standing Rules of the Senate is amended to read:

12. The standing committees of the Senate, the number of members, and subjects to be referred to each are as follows:

1. Agriculture, 13 members. All bills amending the Agricultural Code and uncodified legislation relating to the same subject.
2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horse racing or intoxicating liquors.
3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncodified legislation relating to either.
4. Elections, 7 members. All bills amending the Elections Code or uncodified legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.
5. Finance, 13 members. All appropriation bills including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.
6. Insurance and Financial Institutions, 7 members. All bills amending the Unemployment Insurance Code, the Insurance Code and Financial Code, all bills relating to the unemployed, and all bills amending the Corporate Securities Act, and any other legislation relating to these subjects.
7. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncodified legislation relating to the same subject.
8. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:
 - a. State policy
 - b. New state functions
 - c. State property
 - d. Reorganization
 - e. State employees
 - f. Horse racing or alcoholic beverages
 - g. All judges' salaries
 - h. The Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.
9. Institutions, 9 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:
 - a. State hospitals
 - b. Home for the feeble-minded
 - c. Inebriate colonies
 - d. Institutions for delinquents
 - e. Home for the blind
 - f. Industrial workshops
 - g. Any other institutions of a similar nature; and
 All bills relating to the Youth Authority and to institutions under its jurisdiction.

10. Judiciary, [11] 15 members. All bills amending the following codes:
 - a. Civil Code
 - b. Code of Civil Procedure
 - c. Corporations Code, except for Corporate Securities Act
 - d. Probate Code
 - e. Penal Code
 - f. All statutes of a penal nature not related closely to a subject embraced in some other code.
 11. Labor, 7 members. All bills amending the Labor Code, and uncodified legislation relating to the same subjects.
 12. Local Government, 9 members. All bills relating to:
 - a. County government
 - b. Municipal corporations
 - c. Special assessment and other local districts when not regulated by the provisions of some other code and uncodified legislation on the above subjects.
 13. Military and Veterans Affairs, 9 members. All bills amending the Military and Veterans Code and uncodified legislation relating to the same subjects.
 14. Natural Resources, 11 members. All bills amending the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks, and to the public domain.
 15. Public Health and Safety, 7 members. All bills amending the Health and Safety Code and uncodified legislation relating to the same subjects.
 16. Public Utilities, 7 members. All bills amending the Public Utilities Code and other uncodified legislation relating to the same subject.
 17. Revenue and Taxation, 11 members. All bills amending the Revenue and Taxation Code, and other uncodified legislation relating to state and county taxes.
 18. Rules, 5 members. All proposed amendments to the Rules, and all resolutions relating to the business of the Senate which are not acted upon without reference to committee.
 19. Transportation, 13 members. All bills amending the
 - a. Vehicle Code
 - b. Streets and Highways Code
 - c. Harbors and Navigation Code
 - d. Uncodified legislation relating to the same subjects or to aviation.
 20. Water Resources, 13 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.
- The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Resolution read, and referred to Committee on Rules.

Chief Assistant Secretary Lachlan M. Richards at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 458: By Senator Hollister (At the request of Secretary of State)—An act to add Sections 6159 and 6160 to the Elections Code, relating to the approval of voting machines.

Referred to Committee on Elections.

Senate Bill No. 459: By Senator Erhart—An act to add Section 8276 to the Health and Safety Code, relating to cemeteries.

Referred to Committee on Public Health and Safety.

Senate Bill No. 460: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to repeal Sections 23102 and 23103 of, to add Section 23102 to, and to amend Sections 23104.4, 24071 and 24075 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 461: By Senator Dolwig—An act to add Chapter 5 (commencing with Section 1300) to Title 5, Part 4, Division 2 of the Civil Code, and to amend Sections 1241, 1242, 1243, and 1265 of said code, and to amend Sections 660 and 663 of the Probate Code, relating to homesteads.

Referred to Committee on Judiciary.

Senate Bill No. 462: By Senator Dolwig—An act to amend Section 31470.2 of the Government Code, relating to County Employees' Retirement Law of 1937.

Referred to Committee on Local Government.

Senate Bill No. 463: By Senator Dolwig—An act to amend Section 1506 of the Penal Code, relating to appeals in habeas corpus proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 464: By Senator Donnelly (At the request of State Fire Marshal)—An act to amend Sections 12502, 12503, and 12762 of, and to add Sections 12555 and 12764 to, the Health and Safety Code, relating to fireworks.

Referred to Committee on Public Health and Safety.

Senate Bill No. 465: By Senator Regan (At the request of Department of Corrections)—An act to add Section 1202b to the Penal Code, relating to youthful offenders.

Referred to Committee on Judiciary.

Senate Bill No. 466: By Senator Rodda—An act to amend Section 868 of the Welfare and Institutions Code, relating to audit of the books and accounts of the probation officer.

Referred to Committee on Judiciary.

Senate Bill No. 467: By Senator Holmdahl (At the request of Department of Public Health)—An act to amend Sections 1300 and 1320 of the Business and Professions Code, relating to clinical laboratory technology.

Referred to Committee on Business and Professions.

Senate Bill No. 468: By Senator Regan—An act to add Section 16278 to the Education Code and to add Section 16864 to the Education Code as proposed by Senate Bill No. 2, relating to school buses.

Referred to Committee on Local Government.

Senate Bill No. 469: By Senator Regan—An act to amend Section 232 of the Water Code, relating to determination of water supplies.

Referred to Committee on Water Resources.

Senate Bill No. 470: By Senator Cobey—An act to add Section 46179 to, and to amend Section 46202 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 471: By Senator Cobey—An act to add Section 45559 to, and Chapter 6 (commencing at Section 45800) to Part 8 of Division 14 of the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 472: By Senator Cobey—An act to add Sections 46206, 46207, 46208, 46209, and 46210 to, to amend Sections 46225 and 46280 of, and to repeal Sections 46228 and 46229 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 473: By Senator Cobey (At the request of Department of Water Resources)—An act to add Sections 12585.1 and 12750.1 to, and to amend Section 12639 of, the Water Code, relating to flood control projects.

Referred to Committee on Water Resources.

Senate Bill No. 474: By Senator Grunsky (At the request of Department of Finance)—An act to amend Section 1061 of the Insurance Code, relating to the audit of proceedings in cases of insolvency and delinquency.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 475: By Senator McAteer (At the request of San Francisco Port Authority)—An act to amend Section 3000 of, and to add Section 3000.5 to, the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 476: By Senator McAteer—An act to amend Section 7300 of, and to repeal Sections 7301 and 7309 of, and to add Sections 7301 and 7309 to, the Welfare and Institutions Code, relating to the Langley Porter Neuropsychiatric Institute.

Referred to Committee on Institutions.

Senate Bill No. 477: By Senators Richards, Miller, Farr, Beard, Rodda, Short, Holmdahl, Arnold, O'Sullivan, Shaw, Stiern, Christensen, Fisher, Teale, Rattigan, Montgomery, Regan, Cobey, Slattery, Hollister, Burns, Collier, Erhart, Coombs, Thompson, and Dolwig—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a state commission on fair employment practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Referred to Committee on Rules.

Senate Bill No. 478: By Senators Thompson and Erhart—An act to add Section 21292.25 to the Government Code relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 479: By Senator Williams—An act to amend Section 427 of the Streets and Highways Code, relating to highway Route 127.
Referred to Committee on Transportation.

Senate Bill No. 480: By Senators Celler, Gibson, Richards, Christensen, Berry, Burns, and Shaw—An act to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of the Streets and Highways Code, relating to state highways, providing for a California Freeway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Referred to Committee on Transportation.

Senate Bill No. 481: By Senator Gibson (At the request of Department of Professional and Vocational Standards)—An act to amend Section 2815 of the Business and Professions Code, relating to the practice of nursing.

Referred to Committee on Business and Professions.

Senate Bill No. 482: By Senator Gibson (At the request of Department of Professional and Vocational Standards)—An act to amend Sections 8511, 8502, 8504, 8505, 8506, and 8601 of the Business and Professions Code, relating to structural pest control.

Referred to Committee on Business and Professions.

Senate Bill No. 483: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 16475 of the Government Code, relating to special fund investments, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 484: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 13943.5 of the Government Code, relating to the discharge of state agencies from accountability for collection of taxes, licenses, fees, or money owing to the State.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 485: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 16302.1 of, and to repeal Section 18145 of, the Government Code, relating to the disposition of overpayments of taxes, fees, and other revenues collected by state agencies.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 486: By Senator Gibson (At the request of Department of Finance)—An act to amend the heading of Part 10 (commencing with Section 15750) of Division 3 of Title 2 of, to amend Sections 15795, 16407, 16408, and 16409 of, and to repeal Sections 15750, 15751, 16772, 15794, 15796, 15797, 15798, 16407.1, 16407.2, and 16407.4 of, the Government Code, relating to the construction of state buildings.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 487: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 12304 of the Government Code, relating to the organization and administration of the Office of the State Treasurer, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 488: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 16486 of the Government Code, relating to the sale or transfer of bonds by state agencies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 489: By Senator Gibson (At the request of Department of Finance)—An act to add Section 16653 to the Government Code, relating to the redemption of state bonds and bond coupons, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 490: By Senator Gibson (At the request of Department of Finance)—An act to add Section 13920.2 to the Government Code, relating to travel allowances of state employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 491: By Senator Montgomery (At the request of Department of Finance)—An act to amend Section 4753 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 492: By Senator Montgomery (At the request of Department of Finance)—An act to amend Section 3700 of, and to add Section 3700.1 to, the Labor Code, relating to fees payable by self-insurers under the workmen's compensation law.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 493: By Senator Montgomery—An act to amend Section 1696.3 of the Labor Code, relating to transportation of farm laborers.

Referred to Committee on Transportation.

Senate Bill No. 494: By Senator Christensen—An act to amend Section 5 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), relating to the Humboldt County Flood Control District.

Referred to Committee on Local Government.

Senate Bill No. 495: By Senators Christensen, McAteer, Arnold, and Short—An act to amend Section 2111 of the Unemployment Insurance Code, relating to the confidential character of information obtained in administering the unemployment insurance program.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 496: By Senator Christensen (At the request of Department of Education)—An act to add Section 20258 to the Education Code, and Section 265 to the Education Code as proposed by Senate Bill No. 2, relating to teachers in state college laboratory demonstration elementary schools and in schools under the jurisdiction of the Department of Education.

Referred to Committee on Education.

Senate Bill No. 497: By Senators Christensen, Erhart, Collier, Slatery, and Beard—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 498: By Senator Shaw—An act to add Section 204.6 to the Welfare and Institutions Code, relating to care at county hospitals.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 499: By Senator McCarthy—An act to add Section 1972.5 to the Code of Civil Procedure, relating to real property sales.

Referred to Committee on Judiciary.

Senate Bill No. 500: By Senators McCarthy and McBride—An act to amend Section 19539.5 of the Business and Professions Code, relating to horseracing.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 501: By Senator Thompson (At the request of Department of Finance)—An act to amend Section 3300 of the Health and Safety Code, relating to the state tuberculosis subsidy.

Referred to Committee on Public Health and Safety.

Senate Bill No. 502: By Senator Berry (At the request of Department of Finance)—An act to add Section 6309 to the Public Resources Code, relating to salvage operations on tide and submerged lands.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 503: By Senator Collier (At the request of Department of Public Works)—An act to add Section 511.5 to, and to amend Sections 468, 468.2, 511, 511.1, and 511.2 of, the Vehicle Code, relating to speed limits on state highways.

Referred to Committee on Transportation.

Senate Bill No. 504: By Senator Collier (At the request of Department of Public Works)—An act to amend Sections 326, 347, 356, 362, 369, 376, 380, 403, 410, 414, 443, 476, and 526 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 505: By Senators Short and Collier (At the request of Department of Public Works)—An act to amend Sections 525.2 and 550.1 of the Vehicle Code, and to amend Sections 21460 and 21803 of

the Vehicle Code as proposed by Assembly Bill No. 5, relating to highway signs and markings.

Referred to Committee on Transportation.

Senate Bill No. 506: By Senators Slattery and O'Sullivan—An act to amend Section 2419 of the Labor Code, relating to camp toilet facilities.

Referred to Committee on Labor.

Senate Bill No. 507: By Senator Gibson (At the request of Department of Public Works)—An act to add Section 30705 to, and to amend Section 30701 of, the Streets and Highways Code, relating to the Benicia-Martinez ferry.

Referred to Committee on Transportation.

Senate Bill No. 508: By Senator Fisher (At the request of Department of Natural Resources)—An act to add Section 5016.1 to the Public Resources Code, relating to the Division of Beaches and Parks.

Referred to Committee on Water Resources.

Senate Bill No. 509: By Senator Thompson (At the request of Department of Public Works)—An act to add Section 6503.3 to the Welfare and Institutions Code, relating to the conveyance of property of the Agnews State Hospital.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 510: By Senator Christensen (At the request of Department of Public Works)—An act to amend Sections 5324 and 5325 of the Business and Professions Code, relating to outdoor advertising.

Referred to Committee on Business and Professions.

Senate Bill No. 511: By Senator Christensen (At the request of Department of Public Works)—An act to add Section 14311.5 to the Government Code, relating to the State Contract Act.

Referred to Committee on Business and Professions.

Senate Bill No. 512: By Senator Short (At the request of Department of Corrections)—An act to amend the heading of Article 5 (commencing at Section 2045) of Chapter 1, Title 1, Part 3 of the Penal Code, and to amend Section 2045.1 of said code, relating to the State Prison at Soledad.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 513: By Senator Miller (At the request of Department of Professional Standards)—An act to amend Section 19031 of the Business and Professions Code, relating to the Bureau of Furniture and Bedding Inspection.

Referred to Committee on Business and Professions.

Senate Bill No. 514: By Senator Miller (At the request of Department of Natural Resources)—An act to amend Sections 3203, 3204, and

3403 of, and to add Section 3407.5 to, the Public Resources Code, relating to oil and gas.

Referred to Committee on Natural Resources.

Senate Bill No. 515: By Senator Teale (At the request of Department of Social Welfare).—An act to add Sections 2020.003, 3084.05, and 4604.5 to, and to repeal Section 4576 of, the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 516: By Senator Miller (At the request of Department of Corrections).—An act to amend Sections 2780, 6200, 6203, 6204, 6205, 6206, 6207, and 6208 and to repeal Section 6202 of, and to add Sections 6201 and 6202 to, the Penal Code, relating to Institutions under the jurisdiction of the Department of Corrections.

Referred to Committee on Governmental Efficiency.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 320

Senator Burns moved that Senate Bill No. 320 be withdrawn from Committee on Judiciary and re-referred to Committee on Business and Professions.

Motion carried.

ADJOURNMENT

At 3:55 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, February 4, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

NINETEENTH LEGISLATIVE DAY

TWENTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, February 4, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we pray for vision to see the kind of world into which we are moving. We also pray for wisdom to prepare for its coming. Save us from the dissolution which comes when we think only of ourselves, the particular place where we live and the hour of the day. May the common good be our goal—and grant us to act toward that end. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day: Senator Farr, on motion of Senator Rattigan, due to legislative business.

Senator Hollister, on motion of Senator Burns, due to illness.

Senator O'Sullivan, on motion of Senator Arnold, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Joel E. Mooney, adult, and the following students of the Falls District School, Fairfield: Sandra Willock, Guy Boardman, Bruce Kingsbury, Vernon Wetzel, and Kathleen Heath.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harold Guiton, of Oceano; Mr. and Mrs. Fred Watson, of San Luis Obispo; and Mrs. Dorothy Erhart.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jerry Bush of San Jose; and James Priest and Allie Larson, of Saratoga.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hon. Leigh Shoemaker, Chairman, Board of Supervisors, of Petaluma.

On request of Senator Holm Dahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister M. Rosarii, Sister M. Francis, Mrs. Paula Anglin, Mrs. Don M. Correa, Mrs. Michele Marx, and the following students of St. Joseph High School, Berkeley: Christine Arriaga, Patricia Ceballos, Karen Fernandes, Susan Frisvold, Kerry Mullen, Maureen Munro, Kathleen Shields, Barbara Brajkovich, Donna Correa, Gloria Cristani, Mary A. Jacobus, Barbara Mullan, Joan Murphy, Christie Schwarz, Sandra Toso, Diana Unis, and Louise Viliocco.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ernest DeStefano, Councilman, of Pittsburg.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Sanders, Principal; Mrs. Joyce Snider, Mr. Les Bult, Mr. Bill Harvey, teachers; Mr. Snider, Mrs. Polly, Mrs. Bonar, adults; and the following students of Earl L. Glette School, Fair Oaks: Robert Anderson, Steven Barzo, Steven Bogdenoff, David Bonar, Robert Evans, Michael Hegy, Roger Hansen, Richard Haxton, Elden Irvine, John Kovak, Bill Lake, Gordon Loughton, Joe Mitchell, Gary Nichols, Stephen Olsen, Mike Polley, Larry Ragan, Chris Roediger, Lowell Smith, Michael Clancey, Pamela Beattie, Judith Bradbury, Norma Burks, Joyce Carter, Linda Hall, Jackie Hartman, Adrienne Haxton, Suzanne Hobbs, Pamela Mattson, Ellen Morrisroe, Jeannette Pyle, Susan Rand, Joan Rice, Eloise Stone, Diane Thompson, Gwendoline Yourd, Darlynn Grimes, and Janie Lu Britten.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 4, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

ARTHUR BELCHER, a resident of Hillsborough; attended University of San Francisco; spent 14 years with the Bank of America; later in the restaurant business and presently in the real estate business;

Member, Alcoholic Beverage Control Appeals Board, vice Donald Bonar, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 2, 1959*To the Senate of the State of California:*

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

MAXWELL M. WILLENS, a resident of Stockton; former Assistant District Attorney of San Joaquin County, and former member of the Crime Commission on Criminal Law and Procedures, and an ardent participant in boating and water sports;

Member, Small Craft Harbors Commission, vice self, interim appointee, for the term prescribed by law, ending January 15, 1962.

CARL J. WRIGHT, a resident of Eureka; oil distributor; Navy aviation veteran of World War I, served four years as a Coast Guard officer on active duty in World War II. He is an active member of the Humboldt Yacht Club and a former commodore of the Eureka Motorboat Club;

Member, Small Craft Harbor Commission, vice self, interim appointee, for the term prescribed by law ending January 15, 1962.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 563

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **JIM DRISCOLL**, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 563—An act to add Section 16271.3 to the Education Code, and Section 16864 to the Education Code, as proposed by Senate Bill No. 2, relating to the use of school buses, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 31

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **PATRICK R. MURPHY**, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 31—Relative to the passing of Pope Pius XII.

Request for Unanimous Consent

Senator Burns asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 31, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 31

Assembly Concurrent Resolution No. 31—Relative to the passing of Pope Pius XII.

Resolution read, and unanimously adopted on a rising vote of the following Senators:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Ehlert, Fisher, Gibson, Gruensky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, February 4, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 5

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, February 4, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Concurrent Resolution No. 15

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

Committee membership, 13.

COLLIER, Chairman

Above reported resolution ordered to second reading.

Committee on Rules

SENATE CHAMBER, SACRAMENTO, February 4, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 21

Assembly Joint Resolution No. 4

Senate Concurrent Resolution No. 23

Assembly Joint Resolution No. 5

Senate Resolution No. 31

Assembly Joint Resolution No. 6

Assembly Joint Resolution No. 2

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, February 4, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 24

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to take up Senate Resolution No. 31, at this time, for consideration.

Consideration of Senate Resolution No. 31

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2. Business and Professions, 9 members. All bills amending the Business and Professions Code and uncodified legislation relating to the same subjects, except bills relating to horseracing or intoxicating liquors.
3. Education, 11 members. All bills amending the Education Code or relating to the University of California and any uncodified legislation relating to either.
4. Elections, 7 members. All bills amending the Elections Code or uncodified legislation relating to the same subject and constitutional amendments, after consideration by committees having jurisdiction of the appropriate subjects, for consideration of any question relating to submission to the voters.
5. Finance, 13 members. All appropriation bills including the Budget Bill and claim bills but excepting appropriations from the funds of the Senate made by resolution.
6. Insurance and Financial Institutions, 7 members. All bills amending the Unemployment Insurance Code, the Insurance Code and Financial Code, all bills relating to the unemployed, and all bills amending the Corporate Securities Act, and any other legislation relating to these subjects.
7. Fish and Game, 11 members. All bills amending the Fish and Game Code, and uncodified legislation relating to the same subject.
8. Governmental Efficiency, 11 members. All legislation not specifically referred to another committee relating to:
 - a. State policy
 - b. New state functions
 - c. State property
 - d. Reorganization
 - e. State employees
 - f. Horseracing or alcoholic beverages
 - g. All judges' salaries
 - h. The Department of Social Welfare, aid to the aged, to the blind, to children, to the indigent and to other public assistance.
9. Institutions, 9 members. All bills relating to the State Department of Mental Hygiene, or to institutions under its jurisdiction including:
 - a. State hospitals
 - b. Home for the feeble-minded
 - c. Inebriate colonies
 - d. Institutions for delinquents
 - e. Home for the blind
 - f. Industrial workshops
 - g. Any other institutions of a similar nature; andAll bills relating to the Youth Authority and to institutions under its jurisdiction.
10. Judiciary, [11] 15 members. All bills amending the following codes:
 - a. Civil Code
 - b. Code of Civil Procedure
 - c. Corporations Code, except for Corporate Securities Act
 - d. Probate Code
 - e. Penal Code
 - f. All statutes of a penal nature not related closely to a subject embraced in some other code.
11. Labor, 7 members. All bills amending the Labor Code, and uncodified legislation relating to the same subjects.
12. Local Government, 9 members. All bills relating to:
 - a. County government
 - b. Municipal corporations
 - c. Special assessment and other local districts when not regulated by the provisions of some other code and uncodified legislation on the above subjects.

13. Military and Veterans Affairs, 9 members. All bills amending the Military and Veterans Code and uncodified legislation relating to the same subject.
14. Natural Resources, 11 members. All bills amending the Public Resources Code and uncodified legislation relating to mines and mining, oil, forestry, parks, and to the public domain.
15. Public Health and Safety, 7 members. All bills amending the Health and Safety Code and uncodified legislation relating to the same subjects.
16. Public Utilities, 7 members. All bills amending the Public Utilities Code and other uncodified legislation relating to the same subject.
17. Revenue and Taxation, 11 members. All bills amending the Revenue and Taxation Code, and other uncodified legislation relating to state and county taxes.
18. Rules, 5 members. All proposed amendments to the Rules, and all resolutions relating to the business of the Senate which are not acted upon without reference to committee.
19. Transportation, 13 members. All bills amending the
 - a. Vehicle Code
 - b. Streets and Highways Code
 - c. Harbors and Navigation Code
 - d. Uncodified legislation relating to the same subjects or to aviation.
20. Water Resources, 13 members. All bills amending the Water Code, and uncodified legislation relating to the same subject.

The standing committees of any general session shall be the standing committees of succeeding budget, special or extraordinary sessions unless otherwise ordered by the Senate.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Gruinsky, Holmstedt, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Redda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 4, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed Senator Carl L. Christensen to serve on the Standing Committee on Judiciary.

BURNS, Chairman

SENATE CHAMBER, February 4, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed Senator John A. Murdy, Jr., to serve on the Joint Committee on Assessment Practices to fill an existing vacancy.

BURNS, Chairman

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Collier:

SENATE CHAMBER, February 3, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Assembly Bill No. 5—An act to repeal and re-enact the Vehicle Code and to add Chapter 6.5 (commencing at Section 3067) to Title 14, Part 4, Division 3 of the Civil Code and to amend Section 11004.5 of the Revenue and Taxation Code, relating to vehicles.

Respectfully submitted,

SENATOR COLLIER

Recommendation of Committee on Rules

SENATE CHAMBER, February 4, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

Resolution to Suspend Constitutional Provision

The following resolution was offered :

By Senator Collier :

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Assembly Bill No. 5.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented :

By Senator Shaw :

SENATE CHAMBER, January 28, 1959

MR. PRESIDENT : In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows :

Senate Bill No. 303—An act to amend the heading of Chapter 6 (commencing at Section 22801), Division 11, and to add Article 1.5 (commencing at Section 22811) to Chapter 6, Division 11, of the Education Code, and to amend the heading of Chapter 6 (commencing at Section 28001), Division 20, and to add Article 1.5 (commencing at Section 28021) to Chapter 6, Division 20, of the Education Code as proposed by Senate Bill No. 2, relating to libraries, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR SHAW

Recommendation of Committee on Rules

SENATE CHAMBER, February 4, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

Resolution to Suspend Constitutional Provision

The following resolution was offered :

By Senator Shaw :

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 303.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Thompson, and Williams—32.
NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 25: By Senator Burns—Relative to the appointment of the State Controller as the accounting officer for the Legislature for tax and other purposes.

Without reference to committee; ordered placed on third reading file.

Senate Concurrent Resolution No. 26: By Senator McBride—Relative to extending the time for the filing of a report by the Joint Legislative Tax Committee.

Referred to Committee on Rules.

Senate Joint Resolution No. 7: By Senator Fisher—Relative to the release of citizens of the United States imprisoned in Mexico for the alleged violation of gambling laws.

REQUEST FOR UNANIMOUS CONSENT

Senator Fisher asked for, and was granted, unanimous consent to take up Senate Joint Resolution No. 7, at this time, for consideration.

CONSIDERATION OF SENATE JOINT RESOLUTION NO. 7

Senate Joint Resolution No. 7—Relative to the release of citizens of the United States imprisoned in Mexico for the alleged violation of gambling laws.

Motion to Re-refer Senate Joint Resolution No. 7

Senator McCarthy moved that Senate Joint Resolution No. 7 be re-referred to Committee on Rules.

The roll was called, and the motion lost by the following vote:

AYES—Senators Byrne, Dilworth, and Donnelly—3.

NOES—Senators Arnold, Beard, Berry, Burns, Christensen, Cobey, Coombs, Dolwig, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.

FURTHER CONSIDERATION OF SENATE JOINT RESOLUTION NO. 7

Senate Joint Resolution No. 7—Relative to the release of citizens of the United States imprisoned in Mexico for the alleged violation of gambling laws.

Motion to Re-refer Senate Joint Resolution No. 7

Senator Grunsky moved that Senate Joint Resolution No. 7 be re-referred to Committee on Rules.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 517: By Senator Dolwig (Co-author Assemblyman Francis)—An act making an appropriation for the acquisition of a site for a State College for San Mateo County.

Referred to Committee on Education.

Senate Bill No. 518: By Senator Dolwig—An act to add Section 11528.2 to the Business and Professions Code, relating to proposed real estate subdivisions.

Referred to Committee on Business and Professions.

Senate Bill No. 519: By Senator McCarthy—An act to amend the heading of Chapter 2 (commencing at Section 30600) of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of, Division 17 of the Streets and Highways Code, relating to the construction of a San Francisco-Oakland Rapid Mass Transit Tube, and making an appropriation.

Referred to Committee on Transportation.

Senate Bill No. 520: By Senator McBride—An act to add Title 2 (commencing with Section 1801) to Part 4, Division 3, of the Civil Code, relating to the sale of goods and services subject to retail installment contracts, regulating the form and application of such contracts and limiting the credit service charges.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 521: By Senator Collier—An act to amend Section 27381 of the Government Code, relating to documents to be recorded.

Referred to Committee on Local Government.

Senate Bill No. 522: By Senator Grunsky—An act to add Section 5785.05 to the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

Senate Bill No. 523: By Senator Grunsky—An act to add Article 2 (commencing with Section 11035) to Chapter 1 of Division 10 of the Health and Safety Code, relating to searches incident to arrests for narcotic offenses.

Referred to Committee on Judiciary.

Senate Bill No. 524: By Senator Grunsky—An act to amend Section 1881 of the Code of Civil Procedure, relating to examination of witnesses with respect to confidential communication.

Referred to Committee on Judiciary.

Senate Bill No. 525: By Senator Grunsky—An act to amend Section 1323.5 of the Penal Code, relating to competency of witnesses.

Referred to Committee on Judiciary.

Senate Bill No. 526: By Senator Grunsky—An act to repeal Section 1533 of the Penal Code, relating to search warrants.

Referred to Committee on Judiciary.

Senate Bill No. 527: By Senator Grunsky—An act to add Chapter 5A (commencing with Section 1364) to Title 10, Part 2 of the Penal Code, relating to discovery of evidence before trial in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 528: By Senator Grunsky—An act to add Chapter 5B (comprising Section 1365 to Title 10, Part 2 of the Penal Code, relating to pretrial discovery of evidence in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 529: By Senator Grunsky—An act to add Chapter 5C (commencing with Section 1366 to Title 10 of Part 2 of the Penal Code, relating to discovery and inspection of evidence during criminal trials.

Referred to Committee on Judiciary.

Senate Bill No. 530: By Senator Grunsky—An act to add Section 1112 to the Penal Code, relating to defenses in criminal trials.

Referred to Committee on Judiciary.

Senate Bill No. 531: By Senator Grunsky—An act to add Section 1112 to the Penal Code, relating to defenses in criminal trials.

Referred to Committee on Judiciary.

Senate Bill No. 532: By Senator Grunsky—An act to add Section 1112 to the Penal Code, relating to defenses in criminal trials.

Referred to Committee on Judiciary.

Senate Bill No. 533: By Senators Gibson and Byrne—An act to add Sections 7307.5 and 7372.5 to the Business and Professions Code, relating to cosmetology.

Referred to Committee on Business and Professions.

Senate Bill No. 534: By Senators Gibson and Byrne—An act to amend Section 7049 of, and to add Sections 7026.3 and 7085 to, the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Senate Bill No. 535: By Senator McBride—An act to add Section 24759 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 536: By Senator McBride—An act to repeal Chapter 22 (commencing at Section 7920) of Division 3 of the Education Code, and Chapter 7 (commencing at Section 19351) of Division 14 of the Education Code as proposed by Senate Bill No. 2, relating to the School Bond Retirement Fund.

Referred to Committee on Finance.

Senate Bill No. 537: By Senator McBride—An act to repeal Article 5.5 (commencing at Section 16407) of Chapter 2 of Part 2 of Division 4 of Title 2 of, and to add Section 14275.5 to the Government Code, relating to state public works projects, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 538: By Senator McBride—An act to amend Sections 12800, 12803, 12826, and 12829, to repeal Article 2 (commencing at Section 12810) of Chapter 3, Part 6, Division 6, and to amend and renumber the title of Article 3 (commencing at Section 12825) of Chapter 3, Part 6, Division 6, of the Water Code, relating to the Flood Control Fund of 1946, and making an appropriation, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 539: By Senator Christensen—An act to amend Section 26840 of the Government Code, relating to fee for marriage licenses.

Referred to Committee on Judiciary.

Senate Bill No. 540: By Senator Christensen—An act to amend Section 25452 of the Government Code, relating to publication of notice to bidders on county contracts.

Referred to Committee on Local Government.

Senate Bill No. 541: By Senator Grunsky—An act to amend Sections 74692 and 74693 of the Government Code, relating to the officers and attaches of the municipal courts established in districts in Santa Cruz County.

Referred to Committee on Local Government.

Senate Bill No. 542: By Senator McBride—An act to amend Sections 16838, 16839, 16840, 16841, and 16843 of the Education Code, and Sections 12408, 12409, 12410, 12411, and 12413 of the Education Code as proposed by Senate Bill No. 2, and Section 700 of the Welfare and Institutions Code, relating to insubordinate or disorderly school children.

Referred to Committee on Judiciary.

Senate Bill No. 543: By Senator McBride—An act to amend Sections 25600 and 25752 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 544: By Senator McBride—An act to amend Sections 23771, 24755 and 24757 of, and to add Section 24756.5 to, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 545: By Senator Dilworth—An act to amend Sections 9, 12, 27, 27.1, and to add Sections 16.3, 16.4, 17.1 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 546: By Senator Shaw—An act to add Section 4903.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Judiciary.

Senate Bill No. 547: By Senators McCarthy and McAteer—An act to amend Sections 29168 and 29169 of the Public Utilities Code, relating to the San Francisco Bay Area Rapid Transit District.

Referred to Committee on Transportation.

Senate Bill No. 548: By Senator McCarthy—An act making an appropriation for the North Bay Aqueduct.

Referred to Committee on Water Resources.

Senate Bill No. 549: By Senator Shaw—An act to amend Section 18940 of the Government Code, relating to state civil service examinations.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 6: By Senators McCarthy and McAteer—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 2.5 to Article XXVI thereof, relating to the use of highway user tax funds for the acquisition of rights-of-way for rapid transit facilities.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 27: By Senator Gibson—Relative to informing Members of the Legislature of the actions of state agencies.

Referred to Committee on Governmental Efficiency.

CONSIDERATION OF DAILY FILE SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 47—Relative to air pollution by motor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 2, of the printed measure, strike out "either the ninth or tenth", and insert "the sixteenth".

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 11—Relative to highway improvements by the Department of Public Works.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 13—Relative to State Highway Route 38 (Sign Route 89) around Emerald Bay.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Gibson, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Regan, Short, Teale, Thompson, and Williams—23.

NOES—Senators Beard, Dilworth, Fisher, McBride, Miller, Rattigan, Richards, Rodda, Shaw, Slattery, and Stiern—11.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 400

Senator Burns moved that Senate Bill No. 400 be withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Agriculture.

Motion carried.

**WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS
NOS. 380, 381, 382, 383, 384, AND 385**

Senator Burns moved that Senate Bills Nos. 380, 381, 382, 383, 384 and 385 be withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Natural Resources.

Motion carried.

ADJOURNMENT

At 4.10 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Thursday, February 5, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTIETH LEGISLATIVE DAY

TWENTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, February 5, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we come to Thee today asking, seeking, knocking. May our impelling desires be such as Thou canst bless. Guide our search and keep us teachable that we may together find ways of serving the needs of all the people of California to the detriment of none. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Gibson, on motion of Senator Byrne, due to legislative business.

Senator McCarthy, on motion of Senator McAteer, due to legislative business.

Senator Brown, on motion of Senator McAteer, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Arthur Cavanaugh of Indio, Mr. Pat Cohen of Palm Springs, Dr. C. S. Johnson of Mecca, and Mr. T. M. Burkhart of Coachella.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Erwin Shrier of McFarland.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Josephine Tritt and Mrs. Agnes Cruzen of Orange, Marie Cruzen and Master Ricky Cruzen of Sacramento.

On request of Senator Murdy and Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George E. Michaud of Newport Beach.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge and Mrs. Lee Andrews of Mokelumne Hill.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge John Begovich and Mrs. Alice Parsons of Jackson.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothea Engstrom, teacher, Mrs. Helena Barkell, Mrs. Marguerite Larsen, Mrs. Lola Maxey, Mrs. Bette Newell, Mrs. Elizabeth Deming, Mrs. Eva Ernst, Mrs. Ann Thorson, Mrs. Lillie Cates, and Mrs. Verna Dodds, adults, and the following students of the Camino Union Elementary School, Camino: Karen Allison, Janet Barkell, Larry Beaman, Michael Beebe, Janice Blumck, Margo Brock, Stephen Busch, Tom Cady, Noreen Carsten, Carolyn Cooper, Bill Cottrell, Carolyn Cumming, Richard Darrington, Kenneth Deming, Robert Dodds, Diana Dunn, Bill Dunton, Ann Ernst, Steven Fisher, Eugene Frailey, Richard Garrison, Linda Giguere, Karen Godske, Jerry Hughes, Lorraine Johnson, Ruth Juncker, Sharon Lafferty, David Langford, Bill Larsen, Henry Lucero, Michael Lyman, Townmilyn Maxey, Joyce Minton, Linda Newell, Tom Petty, Rose Marie Phillips, Donna Reid, Stanley Stowe, Warren Sturtevant, and Roy Joe Ward.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Women's Council of National Association of Real Estate Brokers, Mid-Peninsula Chapter: Mrs. Mary Treacy, Messrs. and Mmes. Ralph Elmer, Frank Guida, and Karl Hatfield of Redwood City; Mmes. Rose DeMattei, Helen Estep, and Dora Solvason, and Messrs. and Mmes. Soragne Smith and Salvatore Pantano of Belmont; Mmes. Jeanne Williams, Mildred Fernald, Josephine Johnson, Catherine Buckman, Margaret Carroll, Bernice Heuchan, and Lucille Bogisich, and Mr. and Mrs. James Tasker of San Carlos.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bill Pringle, Mr. Douglas Choquette, Mr. Harry Grine, Miss Kathryn Ward, adults, and the following students of Planada Elementary School, Planada: Jessie Bennett, Mary Chavez, Rudy Coronado, Dena Cowley, Steve Curtis, Melburn Horn, Ronnie Knight, Billy McKay, Paul Mendia, Vincent Mora, Jerry Mudra, Rosemary Navarro, Gloria Prieto, Ernest Saleido, Jesus Sanchez, Jim Sneed, Martha Soto, Robert Stoffe, Bill Thomas, Joe Valdez, Bob Vega, Albert Vieyra, Sharon Williams, Diane Wilson, George Aguero, Beatrice Banaga, Judy Bledsoe, Camilo

Castillo, Ann Contreras, Glenn Davis, Gudelia DeLanda, Mary Ann Felix, James Friend, Alex Fuentes, Ralph Gonzales, Gilbert Gracia, Louise Gray, Annie Hernandez, Carlos Lopez, Tommy Lopez, John Lucero, Patricia Miller, Thomas Nanez, Dennis Nolen, Donald Ornelas, Frank Ornelas, Irene Parga, Santiago Sanchez, and Jerry Shelby.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of SMAMA Senior NCO Academy, McClellan Air Force Base: M/Sgt. Andrew Perko, Jr., T/Sgt. Harlow J. Hall, M. Sgt. William J. Martin, T/Sgt. Conrad M. Hambrick, M. Sgt. Charles D. Kenner, T/Sgt. Byron Gaultney, M/Sgt. Paul Johansen, T. Sgt. Martin T. Beauvais, M/Sgt. Paul D. Morrison, T. Sgt. John A. Applehunt, T/Sgt. Thomas J. Bennett, T/Sgt. Joseph R. Jackson, M. Sgt. Frank J. Schreckengost, T/Sgt. James E. Kriley, M. Sgt. Harry J. Sheffer, T/Sgt. Robert H. Stanley, M. Sgt. John P. Smith, T. Sgt. Harry P. Stiely, M/Sgt. Wilson H. Vaughn, T/Sgt. John A. Williams, and M/Sgt. Carl A. Wagner.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 4, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 21

Senate Concurrent Resolution No. 23

And reports the same correctly engrossed.

BURNS, Chairman

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Concurrent Resolution No. 15—Relative to the erection of signs along routes to the Hearst Memorial State Park.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1 of the printed measure, strike out lines 11 and 12, and insert "on state highways at intersections with state highways and with local highways directing traffic to and from the Hearst Memorial State Park; and be it further".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 24—Relative to a study of election laws and practices in this State.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 2, line 5, of the printed measure, after the word "houses", add a period, and delete the balance of the resolution.

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 5—Relative to the curtailment of service by the Southern Pacific Company.

Resolution read.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 19 and 20 of the printed measure as amended in Senate February 3, 1959, strike out "The Interstate Commerce Commission to deny the application of the Southern Pacific Company in this regard so".

Amendment No. 2

On page 1, line 21, strike out "will continue", and insert "be continued".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 21—Relative to the trip of Nautilus under the North Pole.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 23—Relative to departmental bills.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 2—Relative to statehood for Hawaii.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—Senator Shaw—1.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 4—Relative to requesting Congress to authorize further appropriations for air pollution control.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Joint Resolution No. 5—Relative to requesting Congress to enact legislation amending federal air pollution control law.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Joint Resolution No. 6—Relative to the National Conference on Air Pollution.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 47—Relative to air pollution by motor vehicles.

Resolution read.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed measure, strike out lines 7 and 8.

Amendment No. 2

On page 2, strike out lines 8 to 11, inclusive.

Amendments read, and adopted.

REQUEST FOR UNANIMOUS CONSENT

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 47, as amended, at this time, for consideration.

**CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION
NO. 47, AS AMENDED**

Assembly Concurrent Resolution No. 47—Relative to air pollution by motor vehicles.

Resolution read, as amended.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson,

McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 5, 1959

MR. PRESIDENT: I am directed to to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 28	Assembly Concurrent Resolution No. 35
Assembly Concurrent Resolution No. 29	Assembly Concurrent Resolution No. 36

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 28—Relative to passing of Francis J. Ahern.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 28, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 28

Assembly Concurrent Resolution No. 28—Relative to passing of Francis J. Ahern.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 29—Relative to the death of Dr. Edward L. Hardy.

Request for Unanimous Consent

Senator Fisher asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 29, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 29

Assembly Concurrent Resolution No. 29—Relative to the death of Dr. Edward L. Hardy.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan,

Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 35—Relative to the passing of Edgar A. Luce.

Request for Unanimous Consent

Senator Fisher asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 35, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 35

Assembly Concurrent Resolution No. 35—Relative to the passing of Edgar A. Luce.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 36—Relative to approving continuation of studies by the California Law Revision Commission.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, February 4, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 188

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 550: By Senators Shaw and Dilworth—An act to add Chapter 3.7 (commencing at Section 20705) to Division 10 of the Education Code, relating to state colleges, and making an appropriation therefor.

Referred to Committee on Education.

Senate Bill No. 551: By Senator McAteer—An act to amend Sections 74502, 74503, 74504 and 74504.5 of the Government Code, relating to the municipal court in the City and County of San Francisco.

Referred to Committee on Local Government.

Senate Bill No. 552: By Senator Hollister—An act to amend Section 2211 of the Streets and Highways Code, relating to the apportionment of federal aid for secondary highways.

Referred to Committee on Transportation.

Senate Bill No. 553: By Senator Stiern—An act to add Section 4125.2 to the Penal Code, relating to workmen's compensation benefits of inmates of county industrial farms or road camps.

Referred to Committee on Judiciary.

Senate Bill No. 554: By Senator Farr—An act to amend Section 1067 of the Probate Code, relating to administration of estates after final settlement.

Referred to Committee on Judiciary.

Senate Bill No. 555: By Senator Farr—An act to amend Section 19402 of the Government Code, relating to educational leave of absence for veterans in the state civil service.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 556: By Senator Farr—An act to amend Section 216 of the Labor Code, relating to failure to pay wages.

Referred to Committee on Judiciary.

Senate Bill No. 557: By Senator Thompson—An act to add Chapter 6.5 (commencing at Section 5185) to Part 3 of Division 7 of, and to amend Section 5257 of, the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Transportation.

Senate Bill No. 558: By Senator Christensen—An act to amend Section 346 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Constitutional Amendment No. 7: By Senator Richards—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 5, 6, and 27 of Article IV, relating to the Legislature, and providing for reapportionment of assembly and congressional districts to conform thereto.

Referred to Committee on Elections.

ADJOURNMENT

At 10:50 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, February 9, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-FIRST LEGISLATIVE DAY

TWENTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, February 9, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we are deeply grateful for community organizations that seek to help our youth develop the qualities of life that make for good citizenship. Gladly do we recognize today the Boy Scouts of America, to which many of us are personally indebted. Not only do we thank Thee for what they do for our boys, but for what they do for men and women, troop leaders and den mothers, in every community. Bless all the leaders of this wonderful organization and all who give of their means to its support. AMEN.

ANNOUNCEMENT BY THE PRESIDENT

Hon. Glenn M. Anderson, President of the Senate, announced that this being National Boy Scout Week, it would be appropriate to have the Senate led in the Pledge of Allegiance to the Flag by members of the Boy Scouts.

The President introduced to the Senate Explorer Scout Mike Bonham, of Post 97; Boy Scout Bill Bonham, of Troop 97; and Cub Scout Kenneth Thurman, of Pack No. 97.

PLEDGE OF ALLEGIANCE

Mike Bonham, Bill Bonham, and Kenneth Thurman led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day: Senator Skaffery, on motion of Senator Short, due to personal business.

Senator Dolwig, on motion of Senator Grunsky, due to illness.

Senator Montgomery, on motion of Senator Miller, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William H. Puffer, of Santa Ana; and Mr. Howard Tucker, of Glendale.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William O. Lewis, of Colton.

On request of Senators Farr, Richards, Rodda, Short, and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to a distinguished group of Filipino-American leaders: Mrs. Paulina Morales, Salinas; Mrs. Eleanor Olamit, Sr., Clare; A. Candelario, and Eddie B. Olamit, Sr., all of Stockton; Felipe A. Inocencio, of Los Angeles; Marcelino R. Divina, of Oakland; Celestino T. Alfafara, of Sacramento; and sponsors Manuel B. Insigne, of Sacramento, and M. H. Jacaban, of Auburn.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Virginia Foran, Chairman, Women's Division, Democratic State Central Committee.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. J. Crosetti, Mr. Ray Hansen, John Kane, and Henry Mello, all of Watsonville.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Virginia Hammell of Bakersfield.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Hicks of Fresno.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Bernard Selber of Los Angeles.

On request of Senators Miller and McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Democratic National Committeewoman Mrs. Elizabeth Smith of Kentfield.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Don Pitts and Mr. Gary Newhouse of Sacramento, and Mr. Virgil Pitts of Hot Springs, Montana.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. A. Brooks Berlin, past president of the San Francisco Bar Association of San Francisco, and the following members of the Federated Young Demo-

crats of California: Gerry Taylor, Charles Loesch, Louis Angelo, and Rudy Nothenberg, all of San Francisco.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard Cairns of Lemon Cove, and David Seib, Victor Banks, and Bob Dickey, all of Exeter.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothy Emerick, Mrs. Ethel Hague, Mrs. Alice Gonzales, Mrs. Naomi Rose, Mrs. Sue Rush, Mrs. Charlene Healy, Mrs. William Pazdral, Mrs. Josephine Barker, adults, and the following students of the Fairview Elementary School, Fairfield, who visited the Senate Chambers on February 6, 1959: Dora Alexander, John Ambrose, William Babcock, Carol Banovitz, Richard Begrim, Robert Broughton, Linda Chaney, Diane Craig, JoAnn Curley, Eddie Eichler, Barbara Empting, Cathy Gould, Ronnie Harris, Walter Hombach, Steve Iverson, Carolyn Johnson, Greg Lewis, David McDermott, James Murphy, William Newell, James Perdoni, Jackie Prier, Donna Quinn, Larry Shanks, Earl Sorenson, Patricia Stone, Michael Malsbury, Gary Wilson, Mary Fehrman, Gary Bryant, Janie Moorhead, Jerry Jones, Grace Abenis, Barbara Barker, Thomas Birch, Eileen Bray, Roger Bubak, Carolyn Campbell, Terrance Curley, Eugene Deballi, Vicki DeWeese, Eugene Gillihan, Gary Hadley, Russell Hague, Michael Haines, Harolyn Healy, Gerry Hunt, Michael Johns, Robert King, Richard Kuraica, Rose Mannelli, Cathleen Myers, William Pazdral, Maureen Preimesberger, Timothy Rush, James Sanderson, Sheila Smith, Andrew Stow, Robert Taylor, Pamela Warney, Margaret Whitley, Robert Zawidski, Michael Zirkle, Lewis Beltran, Judy Blair, Cheryl Bowles, June Burleson, Gary Cooley, James Davis, Marion Emerick, Albert Fawcett, Mary Galbraith, Larry Gettle, Robert Gillihan, MaryAnn Gonzales, Lawyer Hague, Sandra Hueschan, James Hewitt, Don Hickey, Timothy Holmes, Martha Hudson, Steven Kessler, Brian Leighty, Joyce Moon, Orton Owens, Mike Pierson, Fred Pribble, Bonnie Rose, Tom Shelley, Robert Tidwell, Peter Torres, Beverly Townsend, Alvin Baker, and Pat Metzger.

RECESS

At 3.14 p.m., on motion of Senator Regan, the Senate recessed for the purpose of introducing the junior United States Senator from California, the Honorable Clair Engle, to the Senate.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Miller, Gibson, Grunsky, Erhart, and Burns as a Special Committee to escort Senator Engle to the rostrum.

ANNOUNCEMENT

Hon. Hugh M. Burns, President pro Tempore of the Senate, announced the presence of Congressman Harlan Hagen and requested that he be escorted to the rostrum.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators McCarthy, McAteer, Hollister, Beard, and Richards as a Special Committee to escort Congressman Hagen to the rostrum.

INTRODUCTION OF CONGRESSMAN HAGEN

The President introduced Congressman Hagen, who addressed the Senate briefly.

INTRODUCTION OF SENATOR ENGLE

The President introduced Senator Engle to the Senate. Senator Engle then addressed the Senate as follows:

ADDRESS BY UNITED STATES SENATOR CLAIR ENGLE

MR. PRESIDENT, AND MEMBERS OF THE CALIFORNIA SENATE: It is a great privilege to have this opportunity to appear here today. I recall with real pleasure my service in this body in 1943. I value the association with the Members of the California Legislature. Many of you with whom I served are still here and are still, I am glad to say, my friends.

Our congressional delegation has always had a very close feeling of partnership with the Members of the California Legislature. Almost half of our congressional delegation—thirteen—have served either in the Assembly or in this body. You would be interested to know, I think, that the following present Members of the Congress from California have previously served in the California State Legislature: Senator Kuchel; Congressmen Johnson, Moss, Shelley, George Miller, Gubser, McFall, Hagen, King, Smith, Lipcomb, and Utt. With so many of your alumni in the congressional delegation, we are assured an easy, familiar, and effective working relationship. Our experience in the California Legislature is not only valuable to us in our service in Congress, but it is invaluable to us in handling the many mutual problems which we have.

Our delegation in Congress has always worked as a unit and without regard to partisanship on those projects which are of statewide interest and in which California, as a whole, is beneficially interested. Many of these require the closest type of coordination with the action taken by the California Legislature. For instance, in the field of water development, which is the No. 1 domestic problem of California, we expect to correlate our actions at the federal level very carefully with the water program laid down by Governor Brown and the California Legislature. Senator Kuchel and I have jointly introduced legislation this year to implement major recommendations made by the Governor in his recent Water Message, and I wish to say that from my long experience in the water field I regard the Governor's program as a vigorous and constructive one which will have my fullest co-operation.

In fighting the smog, here again Senator Kuchel and I joined in introducing legislation to extend the Federal Air Pollution Control Law. The federal effort should, in this instance as in the water development program, be carefully correlated with what you are doing here.

These are only two examples. There are many others, such as the federal airport program, the federal highway program, urban redevelopment, unemployment insurance, social security, labor reform legislation, and legislation in a number of other fields in which the action taken by the Congress will have some effect on the action that may be planned or taken by the California Legislature. I think you can count on 100 percent co-operation from the California delegation in making our work most effective for the State in all of these fields.

In addition to these local problems, California has a growing responsibility as a regional and national leader. For many years, the western part of the United States was regarded as the Outer Mongolia of the United States of America. The industrial East has been well organized to take care of its economic and political problems. The southern legislators have long been a cohesive and effective group in the Congress of the United States. And the farm bloc has been an identifiable unit in the so-called Middle West for a long, long time.

Now, the western part of the United States is starting to pull together and do what it can to implement the growing economic and political power—which has come to the Far West and which is mainly centered in California.

We have set up an organization of the western Senators comprising the Senators from the 14 western states. This gives us an organized group of 28 western Senators. Numerically, this is the largest single group in the Senate of the United States that consistently works together and has any semblance of a formal organization. Our western group has already held three meetings—one for organization purposes, at which we elected Senator Murray of Montana as the chairman, and Senator Bible of Nevada as vice chairman. The two subsequent meetings have dealt with natural resource development, generally, and with the water problems of the Far West.

We want to emphasize that this group is not set up in a spirit of any narrow sectionalism. We intend to work together in order to maximize progress and to better organize our regional interests in the development of our economic and our natural resources. From time to time, the West has suffered from economic discrimination. For instance, we have long been the victims of discriminatory freight rates. California itself is under constant attack. Two recent illustrations are the effort to take away the shipbuilding contracts from San Diego, and the announced effort to move aircraft building and maintenance to New York. California will therefore profit greatly by an arrangement to co-ordinate regional interests, because it is the transportation hub, the major population center, and the largest economic factor in the Far West.

It is important to us, too, that we support legislative proposals and other programs that help to develop the natural resources and speed the economic progress of our neighbors. The leadership that California gives as the major state in the West, will largely determine the effectiveness of this new group in the Senate. I know that the California Legislature has established committees to work closely with the legislatures of other states, and that the Council of State Governments in the 11 western states has established a committee on federal-state relationships. I hope that this interchange of information will continue and that there will be a renewed emphasis with reference to our relationships with the state governments in the western part of the United States.

Beyond these local and regional problems, California has come to be recognized as a national leader politically and economically. The major spokesmen of both of our political parties have, in the past, had a major influence on national policies—and will have even more influence in the future. We have a position of growing importance in that respect. As California moves toward becoming the first state of

the Union in population, in industry, in agriculture, in defense production, and in the transportation field, we automatically move also to a position of political and economic leadership of the nation. The next decade therefore is a challenging one for all of us. We want to turn in a good performance. It's up to us to prove that California also has the vigor, the imagination, and the leadership to be the No. 1 state of the Union.

REASSEMBLED

At 3.30 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Chief Assistant Secretary Lachlan M. Richards at the desk.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 5, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

HENRY ERLE CLINESCHMIDT, a resident of Redding; hotelman; was president of the Associated Sportsmen of California in 1947 and 1948, and president of the Federated Sportsmen in the 11 western states from 1948 to 1953; organizer of California Kamloops and Steelhead Unlimited, which has helped plant 6,000,000 fish during the past seven and a half years at no cost to the State. He has been active in fish and game matters since 1932, working with members of both the State Department of Fish and Game and the United States Fish and Wildlife Service;

Member, Fish and Game Commission, vice Welton L. Oxley, term expired, for the term prescribed by law, ending January 15, 1965.

DANIEL BLAIN, M.D., a resident of Philadelphia; nationally famed psychiatrist and administrator in the field of mental health; now professor of clinical psychiatry at the University of Pennsylvania in Philadelphia, having gone there in 1956 after ten years as the medical director of the American Psychiatric Association in Washington, D. C.; currently, also serving part-time as director of mental health work for the Western Inter-State Commission on Higher Education and recently completed a four-month tour of 14 western states to examine their programs. Doctor Blain is also director of the American Psychiatric Association's program for recruitment, distribution and utilization of psychiatrists and a consultant to the Veterans Administration. He was graduated from Washington and Lee, then took his medical degree at Vanderbilt University. Among his major career achievements were the organization of psychiatric service in the Merchant Marine during World War II, the spearheading of reforms in veterans psychiatric care as the postwar chief of psychiatry for the Veterans Administration and the modernization of the American Psychiatric Association's medical program;

Director of Mental Hygiene, vice Dr. Marshall E. Porter, resigned, for the term ending at the pleasure of the Governor, effective March 1, 1959.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Concurrent Resolution No. 40

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JIM DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, February 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 22

Senate Concurrent Resolution No. 23

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, February 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 48 Assembly Concurrent Resolution No. 52

Assembly Concurrent Resolution No. 51 Assembly Joint Resolution No. 9

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Concurrent Resolution No. 48—Relative to the potato industry of Kern County and welcoming Mr. D. Leo Dolan, Canadian Consul General at Los Angeles.

Resolution ordered placed on third reading file.

Assembly Concurrent Resolution No. 51—Relative to congratulating the City of Glendale on winning the sweepstakes award in the Rose Parade.

Resolution ordered placed on third reading file.

Assembly Concurrent Resolution No. 52—Relative to the placement of mission bells along El Camino Real.

Referred to Committee on Transportation.

Assembly Joint Resolution No. 9—Relative to public inspection of crop allotment records in the State of California.

Referred to Committee on Agriculture.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 5, 1959.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 58

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 58—Relative to completion of 20 years of service by the Industrial Relations Section, California Institute of Technology.

Resolution ordered placed on third reading file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 5, 1959.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 30

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 30 Relative to small craft harbor loans.

Referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 9, 1959

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred, appointing:

EMMET DALY as a Member of the Youth Authority Board, vice O. H. Close, retired, for the terms prescribed by law, ending March 15, 1959, and March 15, 1963;

THOMAS L. PITTS as a Member of the State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1961;

FRANK J. MACKIN, Savings and Loan Commissioner, vice Milton O. Shaw, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

HARVEY O. BANKS, Director of Water Resources, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor;

DEWITT NELSON, Director of Natural Resources, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor;

RICHARD A. MCGEE, Director of Corrections, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor;

JOHN CARR, Director of Employment, vice Harry W. Stewart, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

S. G. GOODMAN, Deputy Director of Employment, vice W. A. Hicks, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

EVERETT C. MCKEAGE, Member, State Public Utilities Commission, vice Ray Edward Untereiner, term expired, for the term prescribed by law, ending January 1, 1965;

THOMAS W. MARTIN, Director of Alcoholic Beverage Control, vice Russell S. Munro, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

MRS. FLORENCE CLIFTON, Chief of the Division of Industrial Welfare, Department of Industrial Relations, vice self, term expired, for the term ending at the pleasure of the Governor;

MRS. CARMA ZIMMERMAN, State Librarian, vice self, for the term prescribed by law, ending at the pleasure of the Governor;

SGIMOND ARWITZ, Chief of the Division of Labor Law Enforcement, Department of Industrial Relations, vice Clyde Bell, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

ROBERT S. ASH, Member, State Personnel Board, vice Harry Finks, term expired, for the term prescribed by law, ending January 15, 1969;

ELTON LAWLESS, Member, Industrial Accident Commission, vice Roland J. Henning, term expired, for the term prescribed by law, ending January 15, 1963;

JAMES K. CARR, Member, California Water Commission, vice Clair A. Hill, term expired, for the term prescribed by law, ending January 15, 1963;

ARNOLD L. MORSE, Member, California Unemployment Insurance Appeals Board, vice self, for the term prescribed by law, ending January 1, 1963;

MASON LETTEAU, Member, Cemetery Board, vice Earl Truscott, term expired, for the term prescribed by law, ending January 15, 1963;

WILLIAM H. JENNINGS, Member, California Water Commission, vice self, interim appointee, for the term prescribed by law, ending January 15, 1962;

MRS. CARMEN WARSCHAW, Member, Social Welfare Board, vice Mrs. Sue Frankley, term expired, for the term prescribed by law, ending January 15, 1963;

ROY E. SIMPSON, Member, Western Interstate Commission for Higher Education, term expired, for the term prescribed by law, ending October 12, 1962;

DR. H. A. TAGLIAFERRI, Member, Board of San Francisco Port Authority, vice Thomas J. Riordan, term expired, for the term prescribed by law, ending May 1, 1962.

CLAUDE JINKERSON, Member, Board of San Francisco Port Authority, vice Morris Weisberger, interim appointee, for the term prescribed by law, ending May 1, 1960;

CYRIL MAGNIN, Member, Board of San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1962;

ARTHUR LUDDY, Member, California Highway Commission, vice John Bronson, term expired, for the term prescribed by law, ending January 15, 1963;

ALBERT W. GATOV, Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice Rear Admiral Sigval P. Johnson, term expired, for the term prescribed by law, ending at the pleasure of the Governor;

Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

The above reported appointments by the Governor, to be confirmed by the Senate, were ordered printed in the Journal upon request of Senator Hugh M. Burns.

SENATE CHAMBER, SACRAMENTO, February 5, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 25

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, February 9, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 5

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, February 9, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 15

Senate Concurrent Resolution No. 24

And reports the same correctly engrossed.

BURNS, Chairman

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, February 2, 1959; Tuesday, February 3, 1959; Wednesday, February 4, 1959; and Thursday, February 5, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

CONSIDERATION OF DAILY FILE

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 188—An act to repeal Chapter 5 and 8, Part 2, Division 1 of the Insurance Code, to add Chapters 5 (commencing at Section 1621), and 8 (commencing at Section 1831), to Part 2, Division 1 of said code, and to amend Sections 383.5, 766, 773, 783, 1769.5, 1765, 1776, 1813, 1821, 10252, 11101, 11102, 11103, 12280.2, 12281 and 12977 of said code, relating to the licensing of insurance producers, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

In line 6 of the title of the printed bill, as amended in Senate January 29, 1959, strike out "12281", and insert "12282".

Amendment No. 2

On page 1, in the first line of the title of the printed bill, strike out "Sections 31, 32, 33 and 34 and".

Amendment No. 3

On page 1, line 1, strike out "Sections 31, 32, 33 and 34, and".

Amendment No. 4

On page 4, line 2, strike out ":", and insert ":'".

Amendment No. 5

On page 22, line 8, after the word "insurers", insert "or".

Amendment No. 6

On page 25, line 27, strike out "1637", and insert "1706".

Amendment No. 7

On page 28, line 43, strike out "if", and insert "of".

Amendment No. 8

On page 31, line 32, strike out "section", and insert "article".

Amendment No. 9

On page 39, line 36, strike out "Chapters", and insert "Chapter".

Second Set of Amendments to Assembly Bill No. 188**Amendment No. 1**

On page 4 of the printed bill as introduced, between lines 28 and 29, insert
 "(f) As an officer or salaried representative of a life insurer if his activities are limited to direct technical advice and assistance to a properly licensed person and his activities do not include effecting insurance or soliciting or negotiating insurance except as a part of and in connection with the business of an insurance agent, insurance broker, or life agent licensed under this chapter."

Amendment No. 2

On page 4, line 29, strike out "(f)", and insert "(g)".

Amendment No. 3

On page 4, line 33, strike out "(g)", and insert "(h)".

Amendment No. 4

On page 4, line 39, strike out "(h)", and insert "(i)".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Joint Resolution No. 5—Relative to the curtailment of service by the Southern Pacific Company.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Holmdahl, Johnson, McAteer, McCarthy, Miller, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, and Teale—26.
NOES—Senators Beard, Coombs, Grunsky, Hollister, Murdy, Richards, Stiern, and Thompson—8.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 25—Relative to the appointment of the State Controller as the accounting officer for the Legislature for tax and other purposes.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 15—Relative to the erection of signs along routes to the Hearst Memorial State Park.

Resolution read.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill as amended in Senate February 5, 1959, strike out "the Hearst Memorial State Park", and insert "state parks and monuments".

Amendment No. 2

On page 1, between lines 3 and 4, insert:

"WHEREAS, The Benicia State Capital State Historical Monument, because of its historical significance, has become an outstanding educational and tourist attraction worthy of the attention of all the citizens of this State; and".

Amendment No. 3

On page 1, line 6, after "park", insert "and monument".

Amendment No. 4

On page 1, line 15, after "State Park", insert "and the Benicia State Capital State Historical Monument".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

RESOLUTIONS

The following resolution was offered:

By Senator Erhart:

Senate Resolution No. 32

Relative to the creation of the Senate Interim Committee on Fish and Game

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on Fish and Game is hereby created and authorized and directed to ascertain, study, and analyze all facts relating to fish and game, the conservation and protection thereof, and all matters dealing with, relative to, or otherwise pertaining to fish and game including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1961 Regular Session, with authority to file its final report not later than the final day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session,

which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and vice chairman from its membership.
 (b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies, and reports to the committee as will best assist it to carry out the purposes for which it is created.
 (c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To meet and act, and to authorize its subcommittees and employees to meet and act, both within and without the State of California in the performance of its duties.

6. The sum of _____ dollars (\$ _____) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 559: By Senator Dilworth (At the request of Department of Education)—An act to amend Section 13162 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to issuance of temporary teaching certificates.

Referred to Committee on Education.

Senate Bill No. 560: By Senator Johnson (At the request of Department of Finance)—An act to add Section 110.7 to the Business and Professions Code, relating to charges to state agencies for services performed by the Division of Administrative Procedure, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 561: By Senator Murdy—An act making an appropriation for acquisition of additional sites for Orange County State College.

Referred to Committee on Education.

Senate Bill No. 562: By Senator Miller—An act to add Section 106.5 to the Welfare and Institutions Code, relating to the Department of Social Welfare.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 563: By Senator Regan—An act to add Section 25509 to the Water Code, relating to assessment of land by irrigation districts.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 564: By Senator Shaw—An act to add Section 529.5 to the Business and Professions Code, relating to television advertising.

Referred to Committee on Business and Professions.

Senate Bill No. 565: By Senator Cobey (Assemblyman Crown, co-author)—An act to amend Sections 88, 2400, 5901, 5901.5, 5931, 5932, 5970, 7207, 7609, 7799, 7803.1, 7804, 7840, 7841, 7841.5, 7842, 7843, 7844, 7845, 7847, 7848, 8001, 8002, 8003, 8004, 8005, 8008, 8025.5, 8026, 8027, 8131, 8132, 8134, 8136, 8137, 8140, 8501, 8530, 8531, 8602, and 8603 of, to add Sections 7801, 7802, 7849, and 8029.5 to, to repeal and add Article 1 (commencing with Section 7920) and to repeal Article 2 (commencing with Section 7960), of Chapter 7 of Division 9 of, and to repeal Sections 5932.5, 7801, 7801.5, 7802, 7803, 7806, 7807, 8133, and 8135 of, the Elections Code, relating to the canvass of ballots.

Referred to Committee on Elections.

Senate Bill No. 566: By Senator Cobey (Assemblyman Crown, co-author)—An act to amend Section 6150 of, and to add Section 6159 to, the Elections Code, relating to the State Commission on Voting Machines.

Referred to Committee on Elections.

Senate Bill No. 567: By Senator Cobey—An act to add Section 2192.1 to the Revenue and Taxation Code, relating to the effect of tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 568: By Senator Richards—An act to add Article 5 (commencing at Section 50920) to Chapter 4 of Part 1 of Division 1 of Title 5 of the Government Code, relating to extraterritorial law enforcement activities of county and city peace officers.

Referred to Committee on Local Government.

Senate Bill No. 569: By Senator Williams—An act to amend Section 4660 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 570: By Senator Williams—An act to amend Section 1058 of the Agricultural Code, relating to agricultural mineral sales.

Referred to Committee on Agriculture.

Senate Bill No. 571: By Senator Williams—An act to amend Section 2922 of the Revenue and Taxation Code, relating to delinquent property taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 572: By Senators Thompson and Erhart—An act to amend Section 1408 of the Health and Safety Code, relating to the regulation of hospitals and other institutions providing care for the infirm.

Referred to Committee on Institutions.

Senate Bill No. 573: By Senator Erhart—An act to amend Section 1052 of the Fish and Game Code, relating to licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 574: By Senators Thompson and Erhart—An act to add Article 11 (commencing at Section 428), to Chapter 2, Part 1, Division 1, of the Health and Safety Code, relating to the prevention of blindness, and making an appropriation therefor.

Referred to Committee on Public Health and Safety.

Senate Bill No. 575: By Senator Berry (At the request of Department of Finance)—An act to amend Section 6218 and repeal Section 6214 of the Public Resources Code, relating to fees payable to the State Lands Commission.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 576: By Senators McCarthy, Dolwig, Miller, Short, and Thompson—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 30001, 30001.5, 30001.7, 30750.5, 30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Referred to Committee on Transportation.

Senate Bill No. 577: By Senator Stiern (Assemblywoman Donahoe and Assemblyman Williamson, co-authors)—An act to amend Section 8961.2 of the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Local Government.

Senate Bill No. 578: By Senator Stiern—An act to add Section 4845.36 to the Health and Safety Code, relating to the withdrawal of territory from a county sanitation district.

Referred to Committee on Local Government.

Senate Bill No. 579: By Senator Stiern—An act to add Article 2.1 (commencing at Section 10130) to Chapter 3, Division 9 of the Health and Safety Code, relating to publication of lists of live births.

Referred to Committee on Public Health and Safety.

Senate Bill No. 580: By Senator Short—An act to add Section 7615 to the Public Utilities Code, relating to the operation of trains.

Referred to Committee on Public Utilities.

Senate Bill No. 581: By Senator Stiern—An act to amend Section 55632 and 55634, and to repeal Section 55633 of the Government Code, relating to supplementary fire and police protection.

Referred to Committee on Local Government.

Senate Bill No. 582: By Senator Teale—An act to add Part 4 (commencing at Section 24100) to Division 9 of the Public Utilities Code, and to add Part 6.5 (commencing at Section 11800) to Division 2 of the Revenue and Taxation Code, relating to the licensing and registration of aircraft and the taxation of the privilege of operating the same, providing for the administration thereof, and appropriating the revenue derived therefrom.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 583: By Senator Farr (At the request of the State Controller)—An act to amend Section 1067 of the Probate Code, relating to estates of deceased persons.

Referred to Committee on Judiciary.

Senate Bill No. 584: By Senator Farr (At the request of Department of Education)—An act to amend Section 9595 of, to add Section 18708 to, the Education Code, to amend Section 9155 of, and to add Section 16409 to, the Education Code, as proposed by Senate Bill No. 2, relating to published materials prepared by a county superintendent of schools or school district.

Referred to Committee on Local Government.

Senate Bill No. 585: By Senators Grunsky, Regan, Arnold, Beard, Christensen, Cobey, Coombs, Dolwig, Farr, and Richards—An act to amend Section 3031 of the Civil Code, relating to inventory liens.

Referred to Committee on Judiciary.

Senate Bill No. 586: By Senator Gibson (At the request of Department of Finance)—An act to add Sections 16353 and 16354 to the Government Code, relating to the State Construction Program Fund, making an appropriation, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 587: By Senator Gibson (At the request of Department of Finance)—An act to amend Sections 11270, 11272, and 11413 of the Government Code, relating to administrative costs of state agencies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 588: By Senators Murdy and Rodda—An act to amend Sections 70, 73, and 79 of, and to add Sections 69.5, 70.5, 71.5, and 73.5 to, the Civil Code, and to amend Section 10350 of the Health and Safety Code, relating to marriage.

Referred to Committee on Judiciary.

Senate Bill No. 589: By Senator Gibson (At the request of Department of Finance)—An act relating to the sale, exchange, other disposition, or administration of state property, and providing for the disposition of the proceeds from such sale or exchange and for accomplishing the purposes of this act.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 590: By Senator Farr—An act to add Section 19406 to the Government Code, relating to reinstatement rights to the state civil service after military training.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 591: By Senator McAteer—An act to amend Section 5208 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to the maintenance of automobile driver training classes by school districts.

Referred to Committee on Education.

Senate Bill No. 592: By Senator McAteer—An act to amend Section 575 of the Welfare and Institutions Code, relating to compensation of referees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 593: By Senator McAteer—An act to authorize the bringing of a suit against the State of California to quiet title to land sold as salt marsh or tidelands by the State of California, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 28: By Senator Williams—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization, and the Members of the Senate and Assembly.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 29: By Senator Christensen (Co-author: Assemblyman Belotti)—Relative to an alternate truck route through the City of Eureka.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 30: By Senator Christensen (Co-author: Assemblyman Belotti)—Relative to the improvement of the Redwood Highway.

Referred to Committee on Transportation.

Senate Joint Resolution No. 8: By Senators Hollister, Christensen, Fisher, Grunsky, and Farr—Relative to Coast Guard facilities in navigable waters in California.

Referred to Committee on Transportation.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 508

Senator Burns moved that Senate Bill No. 508 be withdrawn from Committee on Water Resources, and re-referred to Committee on Natural Resources.

Motion carried.

ADJOURNMENT

At 4.16 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, February 10, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-SECOND LEGISLATIVE DAY

TWENTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, February 10, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O Thou who dost endow all men with the inalienable rights of life, liberty and the pursuit of happiness, we thank Thee for the democratic institutions our fathers devised to make these rights available to all, and to protect all in the exercises of them. In the wise use of the freedoms vouchsafed to us we have built this Nation into greatness and goodness. Do Thou lead us in the uncharted days ahead that we may be preserved in learning, righteousness, industry, and peace. And now we unite our sincere prayers with others for our Secretary of State and Thy servant, John Foster Dulles, that he may be restored to health and vigor to take up again the duties of this high office in which he has been so diligent and self-giving. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Regan, on motion of Senator Byrne, due to legislative business.

Senator Montgomery, on motion of Senator Stiern, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Kayenbuhl.

instructor, and the following students of Folsom High School: Kathy Crowe, Sharon Barth, George Johnson, Dave Lawson, Ronald Culver, Tom Russell, and Cindy Kayenbuhl.

On request of Senators McCarthy and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alphonzo E. Bell, of Los Angeles.

On request of Senators Rattigan and Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Sandy Becker, of Sonoma.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. W. Byron Rumford, Mrs. William Pittman, of Berkeley, and Mrs. W. D. Wilson, of Oakland.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ted Colton, principal, and the following students of the Milnes School, Modesto: Lee Beldon, Sheryl Halley, Phillip Hamby, Cora Kroon, Alan Scharl, Marzell Sisco, Lucille Toste, and Louella Waldrip.

On request of Senators Stjern and O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert King, of Bakersfield.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Thomas A. Craig, of Bombay, India.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edgar Allan Poe, of Trinidad.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter Wisnom of Hillsborough, and Mr. Al Miller of San Mateo.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Sam Abrams, Mr. John Monaghan, Mr. Jack Ertola, and Mr. Emmett Hagerty.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. N. Tashjian, Yettam.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elizabeth Witkin, Mr. Daniel Longaker, and Mrs. Louise Longaker of Berkeley.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Dick Sperbeck, instructor, and the following students of Bishop Armstrong Catholic High School, Sacramento: R. Alvarez, P. Cerda, J. Delgado, R. Fuel, B. Galsong, K. Gull, P. Labarry, B. Pirtado, J. Martinez, A. Molina, S. Persie, J. Renzi, M. Roark, A. Sardelich, A. Sekul, M. Warren, and C. Esagro.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dorothy Dehr and Mr. Gene Hitt, teachers, and the following students of the Needham School, Lodi: Darrel Almer, James Anderson, Randal Bauer, Wilford

Borth, Robert Bruner, Thomas Carlton, Fred Coe, Mark Curry, Ricky Davidson, Arthur Ellis, Robert Evans, Robert Feiock, James Ficklin, John Fleck, Richard Grieb, William Guillory, George Hirsbrunner, John Janinis, Warren Light, Donald Long, Scott Mallory, Robert Morton, Larry Nies, Robert Ostermann, Dudley Pleasant, Roy Reece, Jerome Sailer, Kapoor Takhar, Wayne Vogel, Richard Zimbelmann, Beverly Atherstone, Marlene Bolen, Virginia Bonham, Deloris Bosch, Sandra Castagna, Louise Clark, Hazel Corey, Terry Davis, Garnet Delzer, Judith Doherty, Sandra Douglas, Rebecca Eckhardt, Jeanette Flaherty, Pamela Frantz, Mary Lou Golz, Merry Gregory, Leta Haas, Kathleen Handel, Sharon Hildenbrand, Carol Husebye, Pamela Johnson, Linda Jordan, Terry Kauffman, Claudia Kirsten, Diane Kraft, Donna Lindholm, Judith Lok, Jo Ann Mauch, Valerie Nantt, Linda Owen, Barbara Rapalee, Cynthia Sartor, Darlene Schulz, Jean Siegle, Sandra Walker, Cheryl Waters, and Sharon Wright.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. C. D. Lewis and Mrs. Rachael Blake, instructors, and the following students of the John Holst School, Fair Oaks: Randolph Arnest, James Bareuther, Thron Brinson, Michael Cochran, Steven Campbell, Earl Davis, Wayne Davis, Sean Dobrinen, Allen Flowers, Earl Hall, Kent Hollingsworth, Danny Heno, David Jones, Carl Kuhl, Michael Popanz, Richard Randall, Thomas Schaff, David Stetson, Michael Sullivan, Jeffrey Vargas, Donald Wemhaner, Alice Connors, Jean Cullar, Carol Davidson, Georgia Ditheridge, Diana Durbin, Susan Eller, Sharon Fink, Sandra Foster, Maxine Frisk, Connie Harding, Mary Jacks, Margaret Leckey, Sandra Lucas, Kathleen McCormack, Patricia McGee, Judith Martes, Margie Monroe, Mary Morgan, Carol Patterson, Barbara Raven, Karen Roberts, Suzanne Roe, Catherine Samora, Janice Sample, Patricia Stewart, Dorothy Thompson, Jerri Westfall, Joy Whittlesey, Carol Williams, Lois Whitenack, and Tamara Wood.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO, February 10, 1959

*Senator Hugh M. Burns, Chairman
Senate Committee on Rules
State Capitol, Sacramento*

DEAR SIR: The following named person is eligible for accreditation as a representative of the press at the 1959 General Session of the Legislature:

The San Francisco News: William Steif, replacing Sydney Kossen.

SQUIRE BEHRENS, President Capitol Correspondents Association

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 10, 1959

To the Honorable Members of the Senate:

A month ago, my mail on air pollution brought a letter from Los Angeles which has left a deep imprint. The letter began, "I am a girl of 11, almost 12, and I would like to grow up." Quite unmistakably without the aid of her parents, the young lady observed, "The smog here in Los Angeles is so thick that it's pitiful, so thick that we could not tell if we were pink or blue." She concluded by saying, "Since you are Governor, I thought that maybe you could do something about it."

This letter brings the problem of smog into a compelling focus. No responsibility we have is more important than making certain that our children have a chance to grow up. No duty that we perform is more pressing than insuring that the people of our State can live in health and happiness.

People who have suffered the stifling effect of smog need no survey to convince them that it interferes with our health and our happiness. But the statistics are nevertheless significant.

Preliminary figures from the 1958 Survey of the State Department of Public Health show that more than three out of ten adults in this State are bothered by air pollution in their home communities. The survey indicates that in Los Angeles and Orange counties, more than half the adults are plagued by smog. The great majority of those affected reported severe eye or nasal irritation.

An earlier aspect of the same survey indicated that at least 11 percent of the people who moved out of Los Angeles County in the last decade did so because of the smog. The survey showed that about 700,000 people in Los Angeles County alone, and 6 percent of the people in the State as a whole, have given serious thought to moving out of their communities because of air pollution. Smog, the survey indicates, is an important cause of job dissatisfaction, leading to high labor turnover and a significant economic loss.

Our health officials and our doctors are gravely concerned that the eye irritation and immediate discomfort from smog may only be the top of the iceberg. Almost without exception, they fear that the bulk of the injury to our health from smog may be under the surface, temporarily hidden from view.

It is widely believed that in 10 or 20 years, chronic diseases may result from exposure to smog which took place this year.

Disturbing evidence accumulates that air pollution may be a factor in lung cancer. Chemical studies in California and elsewhere have revealed the presence of cancer-producing substances in polluted air. We know now that substances found in the air can cause cancer in animals. Studies have also demonstrated that lung cancer is more frequent and more deadly in cities than in rural areas, and the higher rate of cigarette smoking in cities will not account for all the difference.

There is also a strong suspicion that smog may cause or complicate emphysema, a chronic lung condition impairing the oxygen-exchange between air and blood. In California, deaths from emphysema were nearly four times as high in 1957 as they had been only seven years earlier.

Scientists in England have shown that mortality from chronic lung conditions, including what we call emphysema, are associated with the fog index and that outdoor workers in heavily polluted areas are more severely affected than other workers. Another recent English medical study shows that the "degree of illness" of chronic bronchitis patients increased when air pollution did.

These English studies lead our researchers to suspect that the startling increase in emphysema deaths in California may be attributable to air pollution. Of course, careful investigation will be essential before firm conclusions can be drawn.

These are only examples of the chronic diseases in which air pollution is thought to play a part. Many experienced physicians are firmly convinced that smog is also an insidious influence on patients with heart disease, asthma, allergies, and many other chronic sicknesses.

A recent survey by the Los Angeles County Medical Association dramatizes the deep concern of doctors about the smog problem. Among the doctors who expressed an opinion, 95 percent said they recognized a smog syndrome which has symptoms similar to poisoning from ozone, peroxides, aldehydes and oxides of nitrogen. Eighty-seven percent of the doctors who stated their views, as well as over 80 percent of the cancer specialists, said that they believe that smog is a contributing factor in cancer of the lungs and air passages. Eighty-seven percent of the chest specialists said that smog aggravates lung diseases, and 60 percent said that they had recommended to patients that they move from the area because of the smog. Fifty-six percent of the doctors who expressed themselves, and a much higher percentage of certain specialists, said that they knew of people who left the Los Angeles area because of smog.

Beyond these disquieting facts relating to chronic diseases lurks the ever-present danger that air pollution aggravated by adverse weather conditions may produce a major disaster. While our knowledge about air pollution disasters of the past is far from adequate, we already know enough to be genuinely concerned.

In London in December, 1952, in the midst of a cold heavy fog combined with air pollution, hospital admissions for diseases of the heart and lungs rose sharply and the death rate for a 10-day period was 4,000 higher than the normal. In 1956, a similar episode claimed about 1,000 lives, and again in the last few days, press accounts indicate that a killer-smog has pervaded London. Lethal attacks of air pollution were also reported in the Meuse Valley in Belgium in 1930 and in Poza Rica, Mexico, in 1950.

Here in the United States, a similar disaster occurred in October, 1948, in Donora, Pennsylvania, an industrial town located in a steep valley. Fifteen deaths occurred and two-fifths of the population suffered definite symptoms during a week in which unusual weather conditions caused a concentration of industrial pollutants.

In stressing the health dangers of air pollution, I do not want to minimize the other serious consequences of the smog which hangs over our State. We know that air pollution causes serious crop damage. Our agricultural scientists estimate that smog completely ruins \$8,000,000 worth of agricultural products every year in California alone. In the Southern San Joaquin Valley, for instance, there is striking evidence of injury to such major crops as cotton, alfalfa, and grapes.

We also know that smog reduces visibility. This not only mars our scenery but it also endangers people traveling by air and produces accidents and delays on our freeways and highways.

In California, smog is increasingly a statewide menace to our health. While Los Angeles remains the most critical area, smog has invaded the San Francisco area, the San Diego area, the San Joaquin Valley, and the Sacramento area, as well as the counties surrounding Los Angeles. Weather experts believe that every major metropolitan area of the State has a potential smog problem. In general terms, the air pollution problem of other metropolitan areas is now comparable to that which existed in Los Angeles after World War II.

From my study of this problem, I am convinced that we must adopt a new and constructive program to enlist the resources of the State in the fight against air pollution. I have found no magic cure-all for the riddle of smog. I offer you neither nonsense nor nostrums. Instead, I propose that the State take the following pioneering and positive steps.

First. I urge you to enact legislation to require the State Department of Public Health to develop and publish standards for the discharge of pollutants from motor vehicle exhausts by February 1, 1960. California should become the first state to do undertake this vital task.

It is widely recognized that the most urgent control problem is to curb pollutants discharged from vehicle exhausts. Just as we combat water pollution by establishing standards for sewage disposal, so we must fight smog by clamping down on this prime source of noxious gasses and smoke.

Widespread public insistence and effective newspaper work now appear to have spurred the development of an exhaust control device. However, as late as last November, a spokesman of the automobile industry referred to smog as a "mere pinprick" and urged us to avoid emotionalism. If any vestige of this complacency remains, I urge that it be abandoned immediately. Companies which trifle with the public health or scoff at the genuine alarm of the people about smog are certain to regret it in the long run. They will learn to their sorrow that the health of the people is more important than tailfins or chrome.

When the anti-smog devices are developed, the exhaust discharge standards will provide a vital basis for legislation which may be necessary to compel their use. The standards will also provide an essential tool for enforcement officials and the general public to measure the overall effectiveness of the devices. A number of different pollutants apparently flow from the exhausts of cars. We must be certain that the devices offered to the public will not ignore a noxious gas, or increase one as they remove another.

Second. I have instructed the Director of the Department of Motor Vehicles to launch an immediate study to determine the most efficient system for the inspection of vehicle exhaust discharges. Periodic inspection apparently will be necessary to insure the efficient operation of any of the proposed devices or methods to remove pollutants from vehicle exhausts. When a workable device is ready, we must be prepared with plans for a sensible inspection system.

Third. I urge you to enact legislation which will require the State Department of Public Health to develop and publish standards for the quality of the air we breathe by February 1, 1960. Years ago, the spread of disease and sickness required health authorities to develop standards for our drinking water. The time has now come for California to take the lead and establish standards for the purity of air.

Standards for safe air will give local control officials and health officers a measuring stick for smog. It is essential that we know what level of pollution threatens death or illness, or impairs the health of our people. Unless we establish these guideposts, we risk our happiness, our health, and, indeed, our lives.

Neither the standards for safe air nor those for vehicle exhausts will be static. They can be refined and improved as we increase our knowledge of the causes and effects of smog. But we now know enough to make an important beginning.

In developing these standards, the State Department of Public Health should have the assistance of its own outstanding Advisory Committee on Air Sanitation as well as air pollution experts from the University of California. It should seek the advice of the United States Public Health Service and other qualified scientific consultants. And public hearings should be held so that there will be opportunity for a full presentation of views on this vital subject. We must be prepared, this year and in the future, to dedicate major resources to the vital work on these standards.

Fourth. I recommend the establishment in Los Angeles of a State-supported Air Pollution Field Unit of the Department of Public Health. This unit would be charged with responsibility for an intensive study of both the acute and the chronic effects of smog. To provide expert guidance for this unit, we must also maintain a strong core

staff of chronic disease specialists in the Department of Public Health. I am convinced that we must install a skilled research team in the area of greatest smog concentration and that we must also strengthen the headquarters staff to supervise it.

Fifth. I recommend that funds for contract research on air pollution should be further increased. Research on smog was one of the few items to receive added support in my stringent budget. Weighing the urgency of this problem, I now recommend still more funds for contract research on smog. This would include closed-chamber tests to determine the effects of various quantities of air pollutants on human beings, a statewide survey of the immediate effects of smog on people's health, experiments on the mixture of air pollutants and foglike droplets of water, studies on the resistance of human lungs to the flow of polluted air, and the development of biologic organisms as an index of air pollution. In view of the suspected relationship of smog to chronic diseases as well as our concern about smog disasters, it is plain that we can no longer afford the price of ignorance.

Sixth. I recommend the creation of a regional air pollution control district in the San Joaquin Valley. Weather experts advise us that air conditions in the valley invite dangerous pollution as industry expands there. A regional district, modeled on the bay area district, will provide a practical mechanism for efficient, effective control. If we take prompt action, smog can be curbed before it gains a foothold and threatens the people and crops in this rich area.

In making these recommendations, I have acted on the premise that all levels of government—the county, the State and the Federal Government—have important duties in the fight against smog. I believe our present statutes are basically right in vesting primary responsibility for control and enforcement in the local control districts, or, in some instances, in regional districts. Wide variations in geography, weather, and population-density mark our State. Communities or regions should have freedom to tailor their control and enforcement to local conditions, so long as their conduct does not endanger the health or economy of other communities or regions.

Earlier I sent messages to the President of the United States and to our Senators and Representatives in Congress urging that the United States shoulder its share of the burden. Now in this message I have outlined the obligations which I am convinced must be assumed by the State. The dimensions of this problem plainly require a major effort by all of us.

Air pollution, I would observe in conclusion, stands out as one of the major health problems in our changing environment. It is no excuse for apathy to acknowledge that we cannot promise miracles. We must press forward in the fight against smog with the same dedication, the same diligence, that has brought eventual victory over other threats to our health. Let us resolve that our children will have a full opportunity to grow up and flourish in the clean, clear air of California.

Respectfully,

EDMUND G. BROWN, Governor

Message read, and ordered printed in the Journal.

REMINDER ANNOUNCEMENT BY SENATOR RICHARDS

Senator Richards announced that pursuant to a resolution approved by both houses of the Legislature, on Monday, February 16, at 2 p.m., the Assembly and Senate will join as a Committee of the Whole to hear a discussion on air pollution with representatives of the automobile industry present.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 10, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Concurrent Resolution No. 47

ARTHUR A. OJINIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Chief Assistant Secretary Lachlan M. Richards at the Desk

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, SACRAMENTO, February 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 22—Approving a certain amendment to the charter of the City of Oakland, a municipal corporation in the County of Alameda.

State of California, voted for and ratified by the qualified electors of said city at a special municipal election held therein on the fourth day of November, 1958;

Senate Concurrent Resolution No. 23—Relative to departmental bills;
And reports that the same have been correctly enrolled, and presented to the Secretary of State on the tenth day of February, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, SACRAMENTO, February 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:
Senate Concurrent Resolution No. 15

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, SACRAMENTO, February 10, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 20

Assembly Bill No. 5

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 13.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, SACRAMENTO, February 10, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 9

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13.

COLLIER, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 15—Relative to the erection of signs along routes to the Hearst Memorial State Park.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 48—Relative to the potato industry of Kern County and welcoming Mr. D. Leo Dolan, Canadian Consul General at Los Angeles.

Resolution read, and presented by Senator Stiern.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McCarthy, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—Senator McBride—1.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 51—Relative to congratulating the City of Glendale on winning the sweepstakes award in the Rose Parade.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAnis, McBrade, McCarthy, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 58—Relative to Industrial Relations Section of California Institute of Technology.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stern, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate take up at this time for confirmation the following appointments of the Governor, which were reported from the Committee on Rules on February 9, 1959, appearing on page 354 of the Senate Journal, recommending their confirmation:

EMMET DALY as a Member of the Youth Authority Board, vice O. H. Close, resigned, for the term prescribed by law, ending March 15, 1959, and March 15, 1963;

THOMAS L. PITTS as a Member of the State Board of Education, vice self, term expired, for the term prescribed by law, ending January 15, 1961;

FRANK J. MACKIN, Savings and Loan Commissioner, vice Milton O. Shaw, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

HARVEY O. BANKS, Director of Water Resources, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor;

DEWITT NELSON, Director of Natural Resources, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor;

RICHARD A. MCGEE, Director of Corrections, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor;

JOHN CARR, Director of Employment, vice Harry W. Stewart, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

S. G. GOODMAN, Deputy Director of Employment, vice W. A. Hicks, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

EVERETT C. MCKEAGE, Member, State Public Utilities Commission, vice Ray Edward Untereiner, term expired, for the term prescribed by law, ending January 1, 1965;

THOMAS W. MARTIN, Director of Alcoholic Beverage Control, vice Russell S. Munro, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

MRS. FLORENCE CHITON, Chief of the Division of Industrial Welfare, Department of Industrial Relations, vice self, term expired, for the term ending at the pleasure of the Governor;

MRS. CARMA ZIMMERMAN, State Librarian, vice self, for the term prescribed by law, ending at the pleasure of the Governor;

SIGMUND ARYWITZ, Chief of the Division of Labor Law Enforcement, Department of Industrial Relations, vice Clyde Bell, resigned, for the term prescribed by law, ending at the pleasure of the Governor;

ROBERT S. ASH, Member, State Personnel Board, vice Harry Finks, term expired, for the term prescribed by law, ending January 15, 1963;

ELTON LAWLESS, Member, Industrial Accident Commission, vice Roland J. Henning, term expired, for the term prescribed by law, ending January 15, 1963;

JAMES K. CARR, Member, California Water Commission, vice Clair A. Hill, term expired, for the term prescribed by law, ending January 15, 1963;

ARNOLD L. MORSE, Member, California Unemployment Insurance Appeals Board, vice self, for the term prescribed by law, ending January 1, 1963;

MASON LETTEAU, Member, Cemetery Board, vice Earl Truscott, term expired, for the term prescribed by law, ending January 15, 1963;

WILLIAM H. JENNINGS, Member, California Water Commission, vice self, interim appointee, for the term prescribed by law, ending January 15, 1962;

MRS. CARMEN WARSCHAW, Member, Social Welfare Board, vice Mrs. Sue Frankley, term expired, for the term prescribed by law, ending January 15, 1963;

ROY E. SIMPSON, Member, Western Interstate Commission for Higher Education, term expired, for the term prescribed by law, ending October 12, 1962;

DR. H. A. TAGLIAFERRI, Member, Board of San Francisco Port Authority, vice Thomas J. Riordon, term expired, for the term prescribed by law, ending May 1, 1962;

CLAUDE JINKERSON, Member, Board of San Francisco Port Authority, vice Morris Weisberger, interim appointee, for the term prescribed by law, ending May 1, 1960;

CYRIL MAGNIN, Member, Board of San Francisco Port Authority, vice self, term expired, for the term prescribed by law, ending May 1, 1962;

ARTHUR LUDDY, Member, California Highway Commission, vice John Bronson, term expired, for the term prescribed by law, ending January 15, 1963;

ALBERT W. GATOV, Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo, and Suisun, vice Rear Admiral Sigval B. Johnson, term expired, for the term prescribed by law, ending at the pleasure of the Governor.

The roll was called and the appointments were confirmed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointments of Emmet Daly, Thomas L. Pitts, Frank J. Mackin, Harvey O. Banks, DeWitt Nelson, Richard A. McGee, John Carr, S. G. Goodman, Everett C. McKeage, Thomas W. Martin, Mrs. Florence Clifton, Mrs. Carma Zimmerman, Sigmund Arywitz, Robert Ash, Elton Lawless, James K. Carr, Arnold L. Morse, Mason Letteau, William H. Jennings, Mrs. Carmen Warschaw, Roy E. Simpson, Dr. H. A. Tagliaferri, Claude Jinkerson, Cyril Magnin, Arthur Luddy, and Albert W. Gatov.

ANNOUNCEMENT BY SENATOR FARR

Senator Farr announced that on the next legislative day, Wednesday, February 11, 1959, a CBS KNXT-TV film entitled "Thou Shalt Not Kill," dealing with capital punishment, will be shown in Committee Room 3191, at 1:30 p.m., and all Members of the Senate are invited to attend.

RESOLUTIONS

The following resolutions were offered:

By Senator Hollister:

Senate Resolution No. 33

Relative to the creation of the Senate Interim Committee on Small Boat Harbors and Waterway Problems

1. The Committee on Small Boat Harbors and Waterway Problems is hereby created and authorized and directed to ascertain, study, and analyze all facts relating to or in any manner affecting the marine affairs and bays and harbors of the State including, but not restricted to, the establishment of a waterways system on the inland waters of the state tributary to the Pacific Ocean, and the establishment of harbors of refuge along the California coast for the safety and use of fishing boats and other small craft. The said committee is further directed to study ways and means of securing funds for the accomplishment of the purposes herein set forth, and to investigate any and all other matters incidental, or pertaining to bays and harbors and marine affairs, in all their phases including, but not limited to, all matters pertaining to small boat harbor development, navigational facilities such as moorings, anchorage areas for small craft, fishing boats, and including, but not limited to, the operation, effect, administration, enforcement, and any needed revision of any and all laws bearing upon and relating to the subject of this resolution, and to report thereon to the Senate, including in the report its recommendations for appropriate legislation, and to confer with the United States Army, the Navy, the Coast Guard, and local harbor authorities of the various cities and counties and chambers of commerce, yachting organizations and other public or private bodies, in order to effect a waterways system in aid of navigation and the establishment, improvement and development of all necessary facilities to accommodate commercial fishing or recreational pursuit by operators of small craft on the inland waters or along the California coast, its bays and inlets of the Pacific Ocean and also to confer with competent professional technicians on the engineering and economic factors involved in the various plans which may be proposed with respect to marine recreational affairs and bay and small boat harbor development in this State.

2. The committee shall consist of five Members of the Senate, appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act after final adjournment of this session of the Legislature until the commencement of the 1961 Regular Session with authority to file its final report not later than the 30th calendar day after the convening of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and vice chairman from its membership, and to employ such assistants as it deems necessary.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To travel, or to appoint a subcommittee, and an advisory committee to travel, within or outside of this State and the United States in pursuing the investigation committed to it.

(f) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of twenty thousand dollars (\$20,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from said contingent fund, and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator Erhart:

Senate Resolution No. 34

Relative to state highways

WHEREAS, The Department of Public Works at times acquires property from an owner for a right-of-way for a state highway and then, due to a change in plans as to the location of the highway, determines to sell the property as not being needed for the highway; and

WHEREAS, When this occurs, the property is often sold at public auction after the publication of notice of such sale in a newspaper of general circulation in the area; and

WHEREAS, The former owner of the property, unless he has seen the published notice, may be generally unaware that the property is to be sold and thus unable to attempt to repurchase his former property; now, therefore, be it

Resolved by the Senate of the State of California, That the Department of Public Works be requested, when it determines to sell property under the circumstances described in this resolution, take reasonable steps to ascertain the address of the former owner and mail notice of the proposed sale to the former owner of the property by certified mail if his address has been so ascertained; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a copy of this resolution to the Director of Public Works.

Resolution read, and referred to Committee on Governmental Efficiency.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 594: By Senator Beard—An act to amend Sections 142 and 168 of, and to add Section 169.5 to, the Vehicle Code, and to amend Sections 350 and 5018 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the registration and licensing of farm trailers.

Referred to Committee on Transportation.

Senate Bill No. 595: By Senator Beard—An act to amend Section 15525 of the Corporations Code, relating to limited partnerships.

Referred to Committee on Judiciary.

Senate Bill No. 596: By Senator Beard—An act to amend Section 15502 of the Corporations Code, relating to the formation of limited partnerships.

Referred to Committee on Judiciary.

Senate Bill No. 597: By Senator Farr (Assemblyman Rees, Co-author)—An act to amend the heading of Title 7 of, to add Chapter 1.5 (commencing at Section 65011.1) to, Title 7 of, to repeal Section 65004 and to repeal Articles 1.5 and 2 of Chapter 1 of Title 7 of, and to repeal Sections 65060 and 65061, and to amend Sections 65000 and 65062 of the Government Code, relating to state, regional and local planning, establishing the Office of State Planning and Conservation in the Department of Finance, providing for and assigning powers and duties to said office, creating a policy-making council and an advisory committee for said office.

Referred to Committee on Governmental Efficiency.

Motion to Print Copies of Senate Bill No. 597

Senator Farr moved that 500 additional copies of Senate Bill No. 597 be printed.

Motion carried.

Senate Bill No. 598: By Senator Rodda—An act to add Sections 12816 and 12817 to the Public Utilities Code, and Sections 2815 and 2816 to the Public Services Code as proposed by Assembly Bill No. 908, relating to municipal utility districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 599: By Senator Beard—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 600: By Senator Cobey—An act to amend Section 639 of the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Senate Bill No. 601: By Senator Cobey—An act to amend Section 1300 of the Insurance Code, relating to reciprocal and interinsurance contracts.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 602: By Senators McBride, Johnson, Thompson, and Teale (Assemblywoman Donahoe, Assemblymen Bee, Elliott, and Holmes, co-authors)—An act to add Sections 3213, 3214, and 3215 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 603: By Senator McBride—An act to amend Section 23355 of, and to repeal Section 23363 of, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 604: By Senator McBride—An act to amend Sections 1227, 1228, 1316, 1413 and 1416, and to repeal Section 1414, of the Financial Code, relating to loans.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 605: By Senator Hollister—An act to add Section 5100.1 to the Labor Code, relating to workman's compensation.

Referred to Committee on Labor.

Senate Bill No. 606: By Senator Hollister—An act to repeal Section 6800 of, and to add Chapter 9 (commencing with Section 6900) to Division 8 of, the Elections Code, relating to voting machines.

Referred to Committee on Elections.

Senate Bill No. 607: By Senator Hollister—An act to amend Section 6154 of the Elections Code, relating to voting machines.

Referred to Committee on Elections.

Senate Bill No. 608: By Senator Hollister—An act to add Section 664.6 to, and to amend Section 5900 and 5931 of, the Elections Code, relating to absentee voting.

Referred to Committee on Elections.

Senate Bill No. 609: By Senator Gibson—An act to amend Section 6535.1 of the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Business and Professions.

Senate Bill No. 610: By Senator Gibson—An act to add Section 7113.5 to the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Senate Bill No. 611: By Senators Gibson, Byrne, Teale, and Christensen—An act to amend Section 5054 of, and to add Sections 5055 and 5135 to, the Business and Professions Code, and to amend Section 5134 of the Business and Professions Code as amended by Senate Bill No. 104, relating to the practice of accountancy.

Referred to Committee on Business and Professions.

Senate Bill No. 612: By Senators Gibson, Byrne, Teale, and Christensen—An act to amend Section 1100 of the Harbors and Navigation Code, relating to bar pilots.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 613: By Senators Gibson, Byrne, Teale, and Christensen—An act to add Article 4.5 (commencing with Section 19501) to Chapter 4, Division 8 of the Business and Professions Code, relating to the licensing and regulation of persons selling or offering to sell, information predicting the outcome of horseraces.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 614: By Senator Richards—An act to amend Sections 1050 and 1382 of, and to repeal Section 681a of, the Penal Code, relating to the time within which a criminal prosecution must be brought to trial.

Referred to Committee on Judiciary.

Senate Bill No. 615: By Senator McCarthy—An act making an appropriation for a study relating to an appropriate location for a Francis Drake State Park.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 616: By Senator McCarthy—An act to add Section 6211 to the Public Resources Code, relating to sale of state lands, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 617: By Senator McCarthy—An act to add Section 6211 to the Public Resources Code, relating to sale of state lands, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 618: By Senator McCarthy—An act to add Sections 3246 and 4100 to the Streets and Highways Code, relating to street improvements.

Referred to Committee on Local Government.

Senate Bill No. 619: By Senators McCarthy and Collier—An act to add Section 330 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 620: By Senator Dilworth (At the request of Department of Natural Resources)—An act to add Section 5008.5 to the Public Resources Code, relating to the Division of Beaches and Parks.

Referred to Committee on Judiciary.

Senate Bill No. 621: By Senator Thompson—An act to amend Section 14 of the Santa Clara County Flood Control and Water Conservation District Act, Chapter 1405 of the Statutes of 1951, relating to flood control and water conservation in Santa Clara County, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 622: By Senator Williams—An act to amend Section 21661 of the Water Code, relating to irrigation districts.

Referred to Committee on Local Government.

Senate Bill No. 623: By Senator Williams—An act to amend Sections 20040, 20081, 20082, 20083, 20085 and 20086 of, to repeal Section 20084 of, and to add Sections 20082.5 and 20084 to, the Water Code, relating to supervision of districts.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 624: By Senators McBride, Johnson, Thompson, and Teale (Assemblywoman Donahoe, Assemblymen Bee, Elliott, and Holmes, co-authors)—An act to add Chapter 11.5 (commencing at Section 7041 to Division 6 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to sheltered workshops for the disabled, and making an appropriation.

Referred to Committee on Labor.

Senate Bill No. 625: By Senators McBride, Johnson, Thompson, and Teale (Assemblywoman Donahoe, Assemblymen Bee, Elliott, and Holmes, co-authors)—An act making an appropriation to provide housing and equipment for the education of physically handicapped and mentally retarded minors.

Referred to Committee on Finance.

Senate Bill No. 626: By Senators McBride, Johnson, Thompson, and Teale (Assemblywoman Donahoe, Assemblymen Bee, Elliott, and Holmes, co-authors)—An act to add Sections 7028 and 7029 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to vocational rehabilitation services, and making an appropriation.

Referred to Committee on Labor.

Senate Bill No. 627: By Senators Williams and Burns—An act to amend Section 8950 of the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Local Government.

Senate Bill No. 628: By Senator Williams—An act to amend Section 8952 of, and to add Section 8953 to, the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Local Government.

Senate Bill No. 629: By Senators Williams and Burns—An act to amend Section 8961.3 of the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Local Government.

Senate Bill No. 630: By Senators Williams and Burns—An act to amend Section 8961.2 of the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Local Government.

Senate Bill No. 631: By Senators Williams and Burns—An act to amend Section 8961.3 of the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Local Government.

Senate Bill No. 632: By Senators Williams and Burns—An act to amend Section 8961 of the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Local Government.

Senate Bill No. 633: By Senators Williams and Burns—An act to amend Section 8961.4 of the Health and Safety Code, relating to burial rates.

Referred to Committee on Local Government.

Senate Bill No. 634: By Senator Farr (At the request of Department of Finance)—An act to repeal Section 323 of the Military and Veterans Code, relating to payment of uniform allowances.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 635: By Senator Short—An act to add Section 242a to the Code of Civil Procedure, relating to grand juries.

Referred to Committee on Judiciary.

Senate Bill No. 636: By Senator O'Sullivan—An act to amend Section 7202 and 7203 of the Revenue and Taxation Code, relating to local sales and use taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 637: By Senator Berry—An act to add Section 1241.7, Water Code, relating to water appropriated for goldmining purposes.

Referred to Committee on Water Resources.

Senate Bill No. 638: By Senator Byrne—An act to amend Sections 1261 and 1269, Agricultural Code, relating to produce dealers.

Referred to Committee on Agriculture.

Senate Bill No. 639: By Senator Byrne—An act to amend Section 73 of the Vehicle Code, and to amend Section 285 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the definition of a vehicle dealer.

Referred to Committee on Transportation.

Senate Bill No. 640: By Senator Byrne—An act to amend Section 3254 of the Unemployment Insurance Code, relating to unemployment disability compensation.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 641: By Senator Byrne (At the request of Department of Finance)—An act to amend Section 86 of the Agricultural Code, relating to district agricultural associations.

Referred to Committee on Agriculture.

ADJOURNMENT

At 3.40 p.m., on motion of Senator Stiern, the President declared the Senate adjourned until 3 p.m., Wednesday, February 11, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-THIRD LEGISLATIVE DAY

TWENTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, February 11, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. L. E. Metcalf:

O God our Father, the Christian world, on this Ash Wednesday, enters into the Lenten season of meditation, self-searching, self-denial, confession, penitence and reflection upon the goodness of their Lord and the evils that sought to destroy him. We would make this a time of honest stocktaking in our personal lives and the life of our Nation. God forbid that we should be found among the self-righteous who impute all the evils of our day to others. "God be merciful unto me" is our personal prayer, and our prayer for the Nation is this: "For frantic boast and foolish word, Thy mercy on Thy people, Lord." AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day: Senator Montgomery, on motion of Senator Burns, due to legislative business.

Senator Berry, on motion of Senator Arnold, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to former Assistant Postmaster General Osborne Pearson, of Oakland.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to M Sgt. and Mrs. William O. Adams and their sons, William, Joe, and George, of Whispering Pines.

On request of Senator Rodda, the privilege of the floor of the Senate for this day was unanimously extended to Mrs. Norma Clevenger and Mrs. Clarice Rodda, Sacramento.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jefferson Beaver, of San Francisco.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. J. Rodriguez, of Monterey Park, and Mr. Alex Zambrano, of Downey.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. H. Robert Quinney, Russell Tye, Jr., and Gilford Funston, all of Vallejo.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred Paulus, of Escalon, and Mr. Fred De Benedetti, of Linden.

On request of Senators Fisher and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Thomas Golden, of San Diego.

On request of Senators Burns and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Andrew Halloran, National President of the Fraternal Order of Eagles, of Framingham, Massachusetts; Mr. Harry Wetherald, California President of the Fraternal Order of Eagles, of Alameda; Mr. William J. Fitzgerald, State Secretary of Fraternal Order of Eagles, of Glendale, and the following members of the Fraternal Order of Eagles: Messrs. Fred J. Bonetti, Leonard Hooper, Harold Wyatt, and Anthony Pisani, all of Sacramento.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elizabeth Angelinoff, teacher, and the following students of the Thomas Downey High School, Modesto: Bob Saunders, Carolyn Haskins, Judy Morici, Lorelle Williams, Louise Wadelski, Diane Wadelski, Marcia Schimp, Marie Dougherty, Pat DeSeelhorst, Sandra Smith, Lynne Shelley, Judy Weisenberger, Lew Franklin, Robert Masonheimer, Barry Beget, Eddie Bauche, Larry Sims, Betty Bowen, Lynne Hammond, Joan Ruppaport, Dorothy Rhodas, Alex Graf, Sue Duffin, Nancy Shepard, Jody Summers, Stanley Flashman, Marsha Horst, Morris Able, Delores Machado, Sharon Ellis, Karen Holland, Pat Milner, Maureen Heaston, Nancy Kirkbride, Cathy Casazza, Judy Friedman, Ruth Wagner, Martha Little, Marcia Wright, and Carole Looney.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Terry and Mr. Dixon, adults, and the following students of the Dent Union School, Escalon: Alfred Brown, Jerrie Brown, Linda Cunningham, Kathy Doyle, Paula Ford, Gloria Garcia, Bonnie Hodgkin, Shirley Jansen, Barbara Jerome, Patty Jones, Jerry Lynch, Rodney Lundquist, Robert

Machado, Ronald Macsenti, DeeLynn Magers, Judy Oswald, Mike Ricci, Mike Russell, Marlene Simas, Sharon Thompson, and Jeanette Vaughn.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Hillcrest School, Rodeo: Billy Brewer, Adam Castorena, Robert Crigger, Billy Duncan, Gary Hendrickson, Donald Ivanoff, Ralph Kreis, Gary Morrison, Paul Ramun, Bill Rosson, Jimmy Thomas, Tommy Turigliatto, Ronald Flores, Philip Weninger, Robert Alexander, Roy Cargo, Jerry Carone, Luis Castorena, Bobby Cross, Benny Dorsey, Jerry Fink, Marty Goni, Michael Lewis, Bobby Neubacher, Dean Oeser, Tommy Page, Francis Peters, John Sanders, Lawrence Scott, John Stephens, David Werth, Marlene Buck, Rachel Espitia, Judy Fontaine, Judy Giacalone, Scarlett Gibson, Sharon Headrick, Barbara Nugent, Virginia Reichert, Janet Rodrigues, Carol Rowlett, Jo Ann Schoorl, Henrietta Smothers, Sheila Williams, Mercia Johnston, Joan Caldwell, Laura de Bonneville, Nancy Blevins, Judy DeLeau, Donna Edmister, Susan Ekstrom, Janice Kelsey, Rosemary Lott, Joseena Lucas, Claire Madigan, Marlene Medeiros, Shirley Onderdonk, Cleodith Ralston, Sandra Scharlin, Suzanne Sheffer, and Sandra Thornburgh.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Kast and Mr. W. R. Dennis, adults, and the following students of the Modesto Union Academy, Modesto: Charles Burch, Don Dyer, Carolee Fischer, Doris Fisk, Carol Gaines, Charlene Hendricks, Henry Herman, Awana Hirschhorn, Lowell Hirschhorn, Carol Ruth Huff, Russell Ings, Harvey La Tourette, Lenny Messer, Jerry McCulloch, Roger Renslow, Eldred Seull, Norma Schroeder, Carol Shultz, Clarence Simpson, Sharon Testman, Danielle Tompkins, Marilyn Venden, and Carol Wilkins.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Concurrent Resolution No. 8

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Request for Unanimous Consent

Senator Regan asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 8, at this time, for consideration of Assembly amendments.

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 8—Relative to the continuance of the Joint Judiciary Committee on Administration of Justice.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Concurrent Resolution No. 8?

Amendment No. 1

On page 1, line 12, of the printed measure, strike out "final", and strike out lines 13 and 14, and insert "the sixtieth calendar day of this session, with authority to file its final report not later than that day."

Amendment No. 2

On page 1, line 22, strike out "The", and insert

"In addition to any money heretofore made available to the committee continued by this resolution, the".

The roll was called, and the Senate concurred in Assembly amendments to Senate Concurrent Resolution No. 8 by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Echart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—32.

NOTES—None.

Above resolution ordered enrolled.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
CALIFORNIA WATER COMMISSION
SACRAMENTO, February 10, 1959

*Mr. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Transmitted for the information of the Senate are Resolutions Nos. 53 and 54 of the California Water Commission. They deal with exemption from diligence under state filings to appropriate water and Governor Brown's water development program, respectively.

Very truly yours,

ARNOLD FREW, Chairman
By WILLIAM M. CARAH, Executive Secretary

Enc.

Resolution No. 53

Re: exemption from diligence under state filings

WHEREAS, On March 27, 1958, the California Water Commission adopted a set of principles to serve as the basis for a program of water development on a firm, continuing basis; and

WHEREAS, One of the key principles concerned continued exemption from diligence under state filings, which guarantees that the waters of the State be kept in trust for future development under a comprehensive and co-ordinated plan; and

WHEREAS, The matter of further exemption from diligence, which under present statutes expires in October, 1959, is currently in issue; so now, therefore, be it

Resolved, That the California Water Commission strongly reaffirm its stand that such state filings, made under Section 10500 of the Water Code, be further exempted from due diligence for a minimum period of four years, or longer if such be the judgment of the Legislature. Be it further

Resolved, That copies of this resolution be transmitted to the Governor and the Legislature.

The foregoing resolution was adopted by the California Water Commission, State of California, at Sacramento, on February 6, 1959.

ARNOLD FREW, Chairman

Resolution No. 54

Re: Governor Brown's Water Development Program

WHEREAS, On January 22, 1959, Governor Edmund G. Brown proposed to the Legislature and the people of California a program for the expeditious development of California's water resources to meet the needs of a growing population and economy, and

WHEREAS, The program is based on the principle that the State shall assume the responsibility to provide water when and where needed without regard to specific amounts to specific areas; that the Investment Fund as now constituted and with future accruals be committed to water development; that a general obligation bond issue be placed before the people in 1960; that there be joint federal-state financing and operation of San Luis Reservoir; that federal and local agencies bear their just share of water development; and finally that the Legislature appropriate \$38,000,000 for immediate prosecution of the State's program of water development; and

WHEREAS, This program, in the opinion of this commission, is a forward-looking and progressive plan, and is best suited to meet the needs of the entire State; so now, therefore, be it

Resolved, That the California Water Commission fully and strongly endorse the state water development program enunciated by Governor Brown; and be it further

Resolved, That this commission most urgently recommends that the Investment Fund, available immediately for the necessary start of state construction and drawn from an irreplaceable natural resource for the development of a vitally important renewable natural resource, be kept intact for the sole purpose of water development by the State; and be it further

Resolved, That copies of this resolution be transmitted to the Governor and to the Legislature and other interested parties.

The foregoing resolution was adopted by the California Water Commission, State of California, at Sacramento, on February 6, 1959.

ARNOLD FREW, Chairman

STATE BUILDING STANDARDS COMMISSION
SACRAMENTO, January 26, 1959

Hon. Hugh Burns

President pro Tempore of the Senate

State Capitol Building, Sacramento, California

DEAR MR. PRESIDENT PRO TEMPORE: Section 18909 of the Health and Safety Code requires that the State Building Standards Commission shall biennially submit a report of its activities together with recommendations for legislation to the Governor and the Legislature. We submit herewith the third biennial report covering the calendar years of 1958 and 1959.

The commission has been hampered in carrying out the intent and purpose of the Building Standards Act by technical and legal provisions of the law. The commission believes that if the intent and purpose of the act is to be accomplished, several amendments will be necessary. This report contains the commission's recommendations with respect to the sections of the act which they feel are in need of amendment and have set forth at the bottom of each amendment the reason for and an explanation of the proposed change.

The commission will be happy to provide any additional information desired.

Sincerely,

JOE R. YOCKERS, Secretary
State Building Standards Commission

Enc.

THIRD BIENNIAL REPORT OF THE STATE BUILDING STANDARDS COMMISSION

Sacramento, California, January 2, 1959

To: His Excellency Governor Edmund G. Brown

Hon. Ralph M. Brown, Speaker of the Assembly

Hon. Hugh Burns, President pro Tempore of the Senate

From:

Ernest C. Hillman, Chairman
Structural Engineer
Los Angeles

A. W. Russell, Vice Chairman
Chief Building Inspector
San Mateo County

Joe R. Yockers, Secretary
State Fire Marshal
Sacramento

Anson Boyd, Member
State Architect
Sacramento

Frank F. Burrows, Member
Contractor
Belmont

Andrew T. Hass, Member
Architect
San Francisco

Walter Zuetel, Member
Retired Building Official
Pasadena

W. C. Jacobsen, Member
Department of Agriculture
Sacramento

Dr. Malcolm H. Merrill, Member
Director of Public Health
Berkeley

Dr. M. E. Porter, Member
Director of Mental Hygiene
Sacramento

John F. Henning, Member
Director of Industrial Relations
San Francisco

George K. Wyman, Member
Director of Social Welfare
Sacramento

George Uhl, M.D., Member
Los Angeles City Health Officer
Los Angeles

Harry A. Cobden
Senior Building Code Analyst
Sacramento

I. History

The State Building Standards Commission was created by the Legislature and approved by the Governor in 1953.

The membership consists of seven state officials, which are: the State Architect, the State Fire Marshal, the Director of Public Health, the Director of Social Welfare, the Director of Agriculture, the Director of Industrial Relations, the Director of Mental Hygiene; and six members appointed by the Governor.

The State Building Standards Commission was created after a three year interim study by the Legislature. This interim committee made an exhaustive study and investigation into the entire field of building regulations on a state level, and a study of proposals for corrective legislation to relieve the burden imposed on contractors, owners, architects and the entire building industry by conflicting and duplicate building regulations between state agencies.

II. Commission Activities

Unfortunately the commission had no budget and it was impractical to obtain technical help from the several state departments involved in building regulations. In 1956 the Department of Finance set up a budget in the Department of Public Works for the commission, and since that time progress has been made in carrying out the provisions of the act.

From 1953 to May, 1957, the commission held regular meetings, but having no staff it was unable to accomplish much other than to screen new regulations to determine conflict or duplication.

The statutes creating the State Building Standards Commission provide for the publication of a single code of all building standards that are enforced by state agencies. It further provides that all regulations pertaining to building standards shall first be approved by the commission.

It is the purpose of the act creating the commission to provide the means of eliminating duplication, conflict and overlapping in state building regulations and to provide a single code containing all state building standards.

There are 23 administrative agencies in the State and some 17 of these write and enforce building regulations and standards. There are 10 state statutory code provisions dealing with building regulations and 19 general laws. Therefore, it can readily be seen that the commission faces an enormous task in sifting these rules and regulations for duplication or conflict and consolidating them into a single code.

In 1957 the commission attempted to work through the different departments that have membership in the commission. Finding that ineffective, the Department of Finance was asked to establish a small budget for the commission's operations during 1956 and 1957.

In May of 1957 the commission prevailed upon Harry A. Cobden, a housing and building code engineer, to accept the position of senior code analyst. They directed that his first efforts be the compilation of an index of the present existing rules and regulations having to do with building standards. That index is now complete and only refinement and publication remain.

This year the Attorney General's Office rules that the commission could not publish an index or digest of state building regulations, but that under the statutes was required to publish the entire code of all state agencies' building regulations. As this would bring about more of the sort of chaos that now exists, the commission is attempting to have legislation introduced and enacted to remedy this situation. Such proposed legislation is contained in this report.

The commission held four regular meetings in 1957 and four regular meetings in 1958, and had many special meetings of its screening committee and its coding committee and more recently, their legislative committee.

There presently exist some conflicts, duplication and overlaps among state agency regulations relating to building standards. The commission has been successful in co-ordinating the adoptions of new regulations to eliminate overlapping and conflicts between state agencies, but in no case does the commission attempt to enforce or administer building standards or to make any substantive change in any regulation.

The most difficult problem of the commission is the consolidation of the state building regulations into a single code. In the adoption of regulations by the various state agencies, a different pattern or format has been used by each agency and it is almost impossible to consolidate these regulations into a readily understandable code without rewording and rearranging the various sections. To accomplish this the commission has adopted a standard building code format to guide state agencies in redrafting their building standards in such a manner that they can be consolidated into a single code. Here again the commission feels that some minor changes in the law will be necessary to facilitate this work.

The State Building Standards Commission properly staffed can be of material value to departments in writing building regulations and construction standards. The construction industry, including the professional services such as architects and engineers, can be saved needless frustration and the construction industry will show a great economical gain. In the future agencies writing, administering or enforcing building standards would be able to bring their problems to the commission and the result will be an up-to-date and modern building code that would serve the needs of all state agencies.

A workable program has been established by the commission pursuant to the law and which will fully carry out the intent of the Legislature. The proposed work of the commission is generally believed to be beneficial by the agencies affected and the program will result in a modern and up-to-date code.

The commission hopes that it can write a uniform state code and it goes without saying that such a code would be of enormous value to the whole building industry as well as to the State. Such a code should be a performance code and not a specification code. There are nationally recognized standards and testing procedures for evaluating the performance of most materials, assemblies and mechanical devices used in the building trades. The use of any method or material of construction which is shown by test to meet minimum safety standards of the code would be acceptable. A performance code would encourage the development of better and more economical building materials and should be regularly brought up to date.

The commission hopes that antiquated specification standards can be scrapped in favor of performance standards. The specification code tries to tell builders just what material to use and how to use it, and tends to discourage the development of new and better construction materials and assemblies.

The performance code stresses the goal to be achieved rather than the material to be used and lets the builder do it in his own way. It makes no difference whether he uses one material or another method of construction, as long as he meets the basic requirements of fire protection, structural strength, sanitation and safety.

Only New York State has adopted a full-fledged performance code although a few other states have adopted codes that may be considered performance codes. The New York code was drawn up in 1949 after three years of study by architects, engineers, labor, manufacturers, the National Bureau of Standards and other authoritative groups. In the past nine years more than 250 New York towns and cities have repealed their old specification codes in favor of the new performance code and applications for adoption are still coming into Albany every month.

Now that the various segments of the building trades are on record against featherbedding and antiquated construction methods, it seems that one of the main deterrents has been removed from modern advancement in building construction. The performance code idea is sound, practical and economical. A building code that does not prevent such catastrophies as the recent school fire in Chicago or the Coconut Grove fire in Boston and which does not protect against structural failures under severe earthquake conditions is not a good code. The commission believes that a good performance code might have prevented those tragedies.

Sound building standards are not only desirable, but a necessity if we are to prevent the further growth of slum areas, substandard building and all the depraving conditions that go with it. Disease, fire and crime with all their resultant costs, are a byproduct of substandard building construction standards. Conservation of a structure after it is built is a vital and necessary function of every state building regulation, and adequate building regulations are a primary tool of every state agency charged with enforcing safety standards.

III. Proposed Legislation

After having an opportunity to study and operate under the State Building Standards Act, the commission believes that if it is to serve its intended purpose, several sections of the act must be amended. These amendments are set forth with explanations below.

The Governor's Office has reviewed and approved these amendments for introduction as departmental legislation:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Section 18901 of the Health and Safety Code is amended to read:

18901. The commission shall adopt, amend and publish a single code of all administrative regulations of state agencies [defining] relating to building standards, [and] which code may include, amend and publish therein portions of said administrative regulations or of applicable building codes by means of reference [, index or digest, as the commission may direct].

The commission may publish an index and reference guide to the administrative regulations and statutes relating to building standards. The publication of such index and reference guide shall not nullify nor supersede any existing regulation legally adopted by any state agency.

Explanation: This amendment would authorize the publication of an index and guide to present building standards which would serve a very useful purpose pending the writing of a single code. The commission believed that this was possible under the present act but the Attorney General ruled that the adoption and publication of an index and guide might have a legal effect upon existing standards. At the present time there is no complete index or guide to all state building regulations. An amendment is recommended to clarify this point.

Section 18902 of the Health and Safety Code is amended to read:

18902. Every state officer and employee authorized by law to adopt any rule or regulation [establishing] relating to or repealing building standards shall do so only through and with the approval of the commission.

Explanation: This is a change that clears up the present section and would require submission of proposals to repeal existing standards as well as those adopting new standards.

Section 18903 of the Health and Safety Code is amended to read:

18903. It is the purpose of this act *part* to provide the means for eliminating duplication, conflict and overlapping in state building regulations and not to substitute the [State Building Standards] commission for the responsibilities now vested by law in various state agencies. To that end each state agency concerned shall continue to prepare such building regulations as it is authorized and finds necessary, but such regulations shall not be effective until approved [and published] by the [State Building Standards] commission.

Explanation: This amendment adds the word "conflict" and takes out the three words "State Building Standards" and leaves just the word "commission." The amendment likewise strikes out the words "and published" in the last sentence thereby eliminating a legal technicality as to the effect of new standards pertaining to building construction.

Section 18904 of the Health and Safety Code is amended to read:

18904. The commission may withhold approval and require change in any proposed regulation only if it finds *duplication, conflict or overlapping* between proposed and existing regulations, *or when the nomenclature or arrangement does not conform to that adopted by the commission.* The commission shall not require any substantive change [not involving] *unless such change is necessary because of duplication, conflict [or], overlapping, nomenclature, or arrangement,* nor may it withhold approval on substantive grounds alone. *The commission may advise all other state agencies concerned with respect to existing as well as proposed regulations and may make recommendations to eliminate conflicts and to assure consistency and uniformity of all statewide buildings standards.*

Explanation: This amendment adds the word "duplication". It also adds "nomenclature" and "arrangement" as a grounds for not approving regulations that come before the commission. Also it gives the commission the authority to advise all other state agencies concerned and may make recommendations designed to assure consistency and uniformity of statewide building standards in existing as well as proposed regulations.

Section 18905 of the Health and Safety Code is amended to read:

18905. The responsibility for enforcing or supervising the enforcing of state building regulations shall remain [in departments] as vested by law.

Explanation: This amendment clears up the present section and leaves the intent the same as it was before. In many instances authority is delegated to other than a "department". Striking out the words "in departments" would leave the administration as vested by law.

Section 18906 of the Health and Safety Code is amended to read:

18906. [Within six months after the taking effect of this act] The [State Building Standards] commission in co-operation with all [departments] *state agencies* concerned, shall promulgate and publish a State Building Standards Code which shall, *when completed and published,* supersede all then existing regulations relating to building standards issued by individual state [departments] *agencies.* *The code may quote or contain references to state laws relating to building standards.* Thereafter the commission may approve and publish amendments to the code not oftener than once each 90 days, except that by three-fourth vote of all its members the commission may find that an emergency exists and may then adopt and publish amendments as needed.

Explanation: This amendment takes out the time element which has now expired, and allows the commission to publish an index and guide to existing statutes and state laws relating to building standards. This change will permit immediate publication of an index and guide of present day building standards without affecting their validity. Under the present statutes the Attorney General feels that the commission is without authority to adopt and publish an index and guide, and such adoption may affect the validity of existing standards. Likewise the adoption of one agency's standards might tend to automatically repeal all other state building standards because of the provision of the existing section.

Section 18906.3 of the Health and Safety Code is added to said code, to read:

18906.3. For the purpose of this part the term "building standard" means any adopted state administrative regulation pertaining to the construction, alteration or improvement of a "building" as defined in Section 18906.4.

Explanation: This amendment defines building standards and also where a building regulation can be found and defined. It would exclude regulations that are operational in character and not require that they be included in the Building Standards Code.

Section 18906.4 of the Health and Safety Code is added to said code, to read:

18906.4. For the purpose of this part "building" means any structure as to which state agencies have regulatory power, built for support, shelter, housing or enclosure of persons, animals, chattels, equipment, or property of any kind, and also includes structures wherein things may be grown, made, produced, kept, handled, stored, or disposed of. All appendages, accessories, apparatus, appliances and equipment built in or installed as a part of a building or structure shall be deemed to be a part thereof, but "building" shall not include any tunnel, mine shaft, highway, or bridge, or include any house trailer or vehicle which conforms to the Vehicle Code.

Explanation: This amendment defines a building and excludes certain types of construction which the commission feels the Legislature did not intend to include.

Section 18907 of the Health and Safety Code is amended to read:

18907. The members of the [State Building Standards] commission shall serve without compensation. [The necessary technical and clerical assistance for the preparation and publishing of the State Building Standards Code shall be provided by the state departments whose directors are members of the commission and by the Division of Administrative Procedure]. Members of the commission who are not state officers shall be paid actual necessary travel expenses [, to be shared by the state departments represented on the commission. The code and its amendments shall be published by the Division of Administrative Procedure after approval by the Building Standards Commission].

Explanation: This amendment takes out the unnecessary provision in regard to compensation and since the commission now operates under its own budget, there is no further need for reference to other state agencies.

Section 18908 of the Health and Safety Code is amended to read:

18908. The State Building Standards Code and all amendments [to it] and publications relating thereto shall be published in suitable loose-leaf form and shall be made available to the public at a reasonable [cost] price. [The State Department of Professional and Vocational Standards shall notify all licensees in affected professions or industries regulated by that department of the availability of the code and of its amendments.] It shall be the duty of each state department concerned and of each city or county to have an up-to-date copy of the code available for public inspection. The code and its amendments shall be published by the Division of Administrative Procedure after approval by the commission.

Explanation: This amendment has to do with publication. This section allows the commission to make a profit on its publication, in other words, pay its way. It relieves the Department of Professional and Vocational Standards from the responsibility of notifying licensees.

Section 18909 as well as Section 18910 and Section 18911 remain the same.

The present handicaps under which the State Building Standards Commission is organized emphasizes the inadequacy of the present law under which it operates. The passage of the proposed legislation submitted herewith will eliminate these obstacles and the commission will be able to carry out the expressed intent of the Legislature.

Respectfully submitted,

JOE R. YOCKERS, Secretary
State Building Standards Commission

RESOLUTIONS

The following resolution was offered:

By Senator Burns:

Senate Resolution No. 35

Relative to the passing of Clarence A. McRae

WHEREAS, On Sunday, February 8, 1959, Clarence Alexander McRae, who for many years has been a familiar figure in legislative circles, died in a Sacramento hospital, and

WHEREAS, Clarence Alexander McRae, affectionately known as "Mac," was born in the City of Roseville in the old McRae home, a rambling ranchhouse which occupied the site of the present McRae Building on Main Street, and

WHEREAS, Clarence Alexander McRae spent most of his life near the place of his birth engaging in the real estate and insurance business and serving as a member of the city council of his native city, and becoming known as a sportsman, a horseman, and one deeply interested in the development and preservation of wildlife in California, and

WHEREAS, Clarence Alexander McRae was employed for a time by the Internal Revenue Department of the Federal Government, served the State Senate in various capacities, and as a research analyst for the Legislative Budget Committee, in addition to all of which he was known as a man of temperate habits, keen interest in public affairs and possessed of a kind and friendly attitude toward his fellow men: now, therefore, be it

Resolved, That the Senate regrets the passing of this faithful servant and desires by this resolution to express its sympathy to his bereaved family, and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to forward appropriately prepared copies of this resolution to Mrs. Clarence A. McRae, widow, and Kenneth McRae, son, of the late Clarence Alexander McRae.

Resolution read, and unanimously adopted on motion of Senator Burns.

STATEMENT BY SENATOR FRED S. FARR

Having been excused from the legislative sessions on legislative business in connection with my Interim Committee on Correctional Facilities and Services on the dates of February 2d, 3d, and 4th, I wish to waive my regular legislative per diem for these legislative days.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 20—An act to amend Sections 370, 372 and 372.4 of, and to repeal Section 372.1 of, the Vehicle Code, and to amend Sections 7351 and 8651 of the Revenue and Taxation Code, relating to highway user fees and taxes.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

In line 2 of the title of the printed bill, after "Vehicle Code", insert ", to amend Sections 9250, 9253, 9400 and 9404 of, and to repeal Section 9401 of, the Vehicle Code as proposed by Assembly Bill No. 5."

Amendment No. 2

On page 3, strike out line 38, and insert

"SEC. 5. Section 9250 of the Vehicle Code as proposed by Assembly Bill No. 5 is amended to read:

9250. [On and before December 31, 1959,] A registration fee of eight dollars (\$8) shall be paid to the department for the registration of every vehicle of a type subject to registration, except as are expressly exempted under this code from the payment of registration fees, and except those referred to in Section 9253. [On and after January 1, 1960, a registration fee of seven dollars (\$7) shall be paid to the department for the registration of every vehicle of a type subject to registration, except as are expressly exempted under this code from the payment of registration fees, and except those referred to in Section 9253.]

SEC. 6. Section 9253 of said code is amended to read:

9253. [On and before December 31, 1959,] A registration fee of nine dollars (\$9) shall be paid to the department for the registration of every station wagon, which is subject to registration. [On and after January 1, 1960, a registration fee of eight dollars (\$8) shall be paid to the department for the registration of every station wagon which is subject to registration.]

SEC. 7. Section 9400 of said code is amended to read:

9400. In addition to any other registration fee there shall be paid the following fees for the registration of commercial vehicles, except vehicles designed to transport property which are used exclusively to transport passengers without the owner thereof receiving compensation or profit for the transportation:

(a) For any electric vehicle designed, used, or maintained as described in this section, fees shall be paid for registration according to the following schedule:

Unladen weight	Fee
(1) Less than 6,000 lbs.	\$48
(2) 6,000 lbs. or more but less than 10,000 lbs.	96
(3) 10,000 lbs. or more	128

(b) For any motor vehicle having not more than two axles and designed, used or maintained as described in this section, other than an electric vehicle, fees shall be paid for registration according to the following schedule:

Unladen weight	Fee
(1) 3,000 lbs. to and including 4,000 lbs.	\$14
(2) 4,001 lbs. to and including 5,000 lbs.	27
(3) 5,001 lbs. to and including 6,000 lbs.	40
(4) 6,001 lbs. to and including 7,000 lbs.	54
(5) 7,001 lbs. to and including 8,000 lbs.	67
(6) 8,001 lbs. to and including 9,000 lbs.	80
(7) 9,001 lbs. to and including 10,000 lbs.	94
(8) 10,001 lbs. to and including 11,000 lbs.	107
(9) 11,001 lbs. to and including 12,000 lbs.	120
(10) 12,001 lbs. to and including 13,000 lbs.	134
(11) 13,001 lbs. to and including 14,000 lbs.	147
(12) 14,001 lbs. and over	160

(c) For any motor vehicle having three or more axles or for any trailer, semi-trailer, pole or pipe dolly, or other dolly designed, used or maintained as described in this section, other than an electric vehicle, fees shall be paid for registration according to the following schedule:

Unladen weight	Fee
(1) 2,000 lbs. to and including 3,000 lbs.	\$11
(2) 3,001 lbs. to and including 4,000 lbs.	20
(3) 4,001 lbs. to and including 5,000 lbs.	40
(4) 5,001 lbs. to and including 6,000 lbs.	60
(5) 6,001 lbs. to and including 7,000 lbs.	80
(6) 7,001 lbs. to and including 8,000 lbs.	100
(7) 8,001 lbs. to and including 9,000 lbs.	120
(8) 9,001 lbs. to and including 10,000 lbs.	140
(9) 10,001 lbs. to and including 11,000 lbs.	160
(10) 11,001 lbs. to and including 12,000 lbs.	180
(11) 12,001 lbs. to and including 13,000 lbs.	200
(12) 13,001 lbs. to and including 14,000 lbs.	220
(13) 14,001 lbs. to and including 15,000 lbs.	240
(14) 15,001 lbs. and over	267

[This section shall apply to the registration of every vehicle of a type subject to its provisions until December 31, 1959, and not thereafter.]

SEC. 8. Section 9404 of said code is amended to read:

9404. Station wagons, except those used in the transportation of passengers for hire, are exempted from the payment of weight fees provided for in Section[s] 9400 [and 9401].

Any provision in this code notwithstanding, the owner of any station wagon may pay the appropriate weight fees, and the department shall issue license plates of the same type as are issued to vehicles which are required to pay weight fees.

SEC. 9. Section 9401 of said code is repealed.

SEC. 10. Section 7351 of the Revenue and Taxation Code is".

Amendment No. 3

On page 3, line 45, strike out "6" and insert "11".

Amendment No. 4

On page 3, after line 50, insert

"SEC. 12. Sections 5 through 9, inclusive, of this act become operative only if the Vehicle Code as proposed by Assembly Bill No. 5 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said code takes effect, at which time Sections 370, 372 and 372.4 of the Vehicle Code adopted in 1935 are repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 9—An act to add Section 6865 to the Vehicle Code and to repeal Section 16275.5 of the Education Code, relating to the painting of buses formerly used as school buses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "6865", and insert "6865".

Amendment No. 2

In line 1 of the title, after "Vehicle Code," insert "; to add Section 27603 to the Vehicle Code as proposed by Assembly Bill No. 5,".

Amendment No. 3

In line 2 of the title, strike out "16275.5 of the Education Code", and insert "16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, line 6, strike out "16271) of Chapter 2 of Division 8", and insert "16851) of Chapter 1 of Division 13".

Amendment No. 5

On page 1, line 7, after "painted," insert "by the purchaser".

Amendment No. 6

On page 1, line 10, strike out "16275.5 of the Education Code is repealed.", and insert "27603 is added to the Vehicle Code as proposed by Assembly Bill No. 5, to read:

27603. When a school bus is sold to any person and is used for purposes other than the transportation of pupils pursuant to Article 2 (commencing at Section 16851) of Chapter 1 of Division 13 of the Education Code, it shall be painted by the purchaser a color different than that prescribed by the State Board of Education for school buses before it is operated on any street or highway.

SEC. 3. Section 16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session is repealed.

SEC. 4. Section 2 of this act becomes operative only if the Vehicle Code as proposed by Assembly Bill No. 5 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said code takes effect, at which time Section 686.5 of the Vehicle Code adopted in 1935 is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 5—An act to repeal and re-enact the Vehicle Code and to add Chapter 6.5 (commencing at Section 3067) to Title 14, Part 4, Division 3 of the Civil Code and to amend Section 11004.5 of the Revenue and Taxation Code, relating to vehicles.

Bill read second time, and ordered to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 642: By Senator Dilworth—An act to add Section 29022 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to integrity of diplomas.

Referred to Committee on Education.

Senate Bill No. 643: By Senator Rodda—An act to amend Section 13559 of, and to repeal Section 13560 of, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to teachers.

Referred to Committee on Education.

Senate Bill No. 644: By Senators Cobey, Burns, Stiern, Short, and Montgomery (Co-authors Assemblymen DeLotto, Frew, Biddick, Winton, and Ralph M. Brown) (At the request of the Governor)—An act to add Chapter 2.6 (commencing at Section 24375 to Division 20 of the Health and Safety Code, creating the San Joaquin Valley Air Pollution Control District, setting forth its organization, powers, and duties, all relating to the control of air pollution.

Referred to Committee on Local Government.

Senate Bill No. 645: By Senator Regan—An act to add Sections 14.5 and 14.6 to Chapter 523 of the Statutes of 1867-1868, relating to the town lands granted to the unincorporated towns in this State by the Act of Congress entitled "An act for the relief of the inhabitants of cities and towns upon the public lands," approved March 30, 1868.

Referred to Committee on Local Government.

Senate Bill No. 646: By Senator Regan—An act to amend Sections 175, 177, and 181 of the Water Code, relating to the State Water Rights Board.

Referred to Committee on Water Resources.

Senate Constitutional Amendment No. 8: By Senator Dilworth—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding a new section numbered 18½ to Article XI thereof, relating to limitations on county taxes.

Referred to Committee on Revenue and Taxation.

RECESS

At 3.24 p.m., on motion of Senator Burns, the Senate recessed for the purpose of introducing some distinguished guests.

APPOINTMENT OF SPECIAL COMMITTEE ON ESCORT

The President appointed Senators Burns, Williams, and Short as a Special Committee to escort Andrew Halloran, National President of the Fraternal Order of Eagles, and Harry Wetherald, California President of the Fraternal Order of Eagles, to the rostrum.

Hon. Hugh M. Burns introduced Mr. Harry Wetherald, who addressed the Senate briefly.

Hon. Hugh M. Burns introduced Mr. Andrew Halloran, who commended the Senate on its good work and thanked the members for the courtesies extended him.

REASSEMBLED

At 3.29 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Chief Assistant Secretary Lachlan M. Richards at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 188—An act to repeal Chapters 5 and 8, Part 2, Division 1 of the Insurance Code, to add Chapters 5 (commencing at Section 1621), and 8 (commencing at Section 1831), to Part 2, Division 1 of said code, and to amend Sections 383.5, 766, 773, 783, 1760.5, 1765, 1776, 1813, 1821, 10252, 11101, 11102, 11103, 12280.2, 12282 and 12977 of said code, relating to the licensing of insurance producers, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—32.

NOTES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—31.

NOTES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 647: By Senator Cobey (At the request of Division of Administrative Procedure)—An act to amend Section 11380.1 of the Government Code, relating to the designation by the Secretary of State of style and form to be used in filing regulations.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 648: By Senator Cobey (At the request of Judicial Council)—An act to amend Section 1505 of the Penal Code, relating to the writ of habeas corpus.

Referred to Committee on Judiciary.

Senate Bill No. 649: By Senator Grunsky—An act to add Section 5005 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 650: By Senators Christensen, Gibson, and Hollister—An act to add Article 4 (commencing at Section 21625) to Chapter 9 of Division 8 of the Business and Professions Code, relating to the reporting of transactions involving identifiable secondhand tangible personal property.

Referred to Committee on Judiciary.

Senate Bill No. 651: By Senator O'Sullivan—An act to amend Section 388 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 652: By Senator McAteer—An act to add Section 516 to the Public Resources Code, relating to vessel insurance, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 653: By Senator Gibson (At the request of Department of Finance)—An act to amend Sections 11044, 11271, and 14030 and to repeal Section 11273 of the Government Code, relating to charges against state funds, and making an appropriation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 654: By Senator Gibson (At the request of Department of Finance)—An act to amend Section 135 of the Water Code, and to amend Sections 11044, 11271 and 20751 and to repeal Section 11273 of the Government Code, relating to charges against state funds, and making an appropriation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 655: By Senator Murdy—An act to amend Section 14 of the Orange County Flood Control Act (Chapter 723, Statutes of 1927), relating to maximum tax rates and use of revenues.

Referred to Committee on Local Government.

Senate Bill No. 656: By Senator Donnelly (At the request of Department of Finance)—An act to add Article 5 (commencing at Section 23171) to Chapter 1 of Division 17 of the Education Code as enacted by the Legislature at its 1959 Regular Session, and to repeal Section 2 of Chapter 492, Statutes of 1915, relating to the Sutro Library.

Referred to Committee on Governmental Efficiency.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 168

Senator Regan moved that Senate Bill No. 168 be withdrawn from Committee on Revenue and Taxation and re-referred to Committee on Judiciary.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator McAteer:

Senate Resolution No. 36

Relative to the Pacific Festival Days

WHEREAS, The City and County of San Francisco, in co-operation with a distinguished group of civic leaders and organizations under the chairmanship of Mr. Robert B. Murray, Jr., Executive Vice President of Pan American World Airways, sponsored during the week of September 11, 1958, an event known as "Pacific Festival Days"; and

WHEREAS, The purpose of this event was to foster mutual understanding and cordial relations between those peoples whose shores are washed by the Pacific Ocean, and to focus attention on the growth and development of this particular area of the world; and

WHEREAS, This event was so successful and was of such great benefit to all those participating that another such festival has been scheduled by the City and County of San Francisco for the period September 18th through 27th of this year; and

WHEREAS, The Senate of this State desires to take this opportunity of expressing its approval of this worthy project and to encourage all the people of this State to give their full support to this event so that it may be an even greater success this year than it was last year; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate respectfully request the Honorable Edmund G. Brown to proclaim September 18th to 27th of this year as "Pacific Festival Days"; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a copy of this resolution to the Honorable Edmund G. Brown, Governor of this State, and the Honorable George Christopher, Mayor of the City and County of San Francisco.

Resolution read, and referred to Committee on Rules.

ADJOURNMENT

At 3.40 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m. Thursday, February 12, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-FOURTH LEGISLATIVE DAY

TWENTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Thursday, February 12, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by the Reverend G. Chilton Christian, Oak Park Community Congregational Church:

Our Father in Heaven, on this day set aside to honor one of Thy servants on whose shoulders fell the mantle of great responsibility in troubled times, we give Thee thanks that he did not falter nor fail; that his passion for union and his desire for brotherhood stood serene amidst the hatred of his foes. May something of the spirit that was in Lincoln inspire our leaders as they seek the common good and the will of God today; through Christ. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Montgomery, on motion of Senator Arnold, due to legislative business.

Senator Berry, on motion of Senator Cobey, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Floyd Nolin and son, Michael, of North Sacramento.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jesse E. Drake, Supervisor, San Luis Obispo County; Mr. Earl S. Roberts, Chairman, Morro Bay Waterworks District 2 Advisory Board; and Mr. Robert H. Born, hydraulic engineer, County of San Luis Obispo.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter R. Schmid, of Garden Grove.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to his wife, Lucia, and his daughter and son, Anne and Girard; Mr. Paul Beerman, Director of Utilities for the City of San Diego; and Mr. George Kerri-gan, City Councilman, City of San Diego.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Alexander, of Porterville; and Mr. Anton Simonich, of Tulare.

On request of Senators Dilworth and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Leon C. Atkins and Mr. John Rice, of Orangeville; and Mr. Douglas Simeroth and Mr. James Frey, of Citrus Heights.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fannie E. Trussell, of Crescent Mills.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. V. F. Dove, Den Mother, Mrs. Richard Bachmann, Assistant, and the following Cub Scouts of the Starr King School, Carmichael: Dick Bass, Dick Bachmann, Tucker Dove, Herbert Jensen, Mike Jensen, Dennis Hammond, and Grey Short.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. G. Cannan, adult, and the following students from the Marshall School, Sacramento: Howard Masisarva, Michael Flick, David Rose, Michael Cannan, Dennis Kiefer, and Patrick Cannan.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 12, 1959

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

HAROLD G. ROBINSON, Director of California Disaster Office, vice Stanley Pierson, resigned;

JOHN G. SOBIESKI, Commissioner of Corporations, vice Waite Stephenson, resigned;

THOMAS SAUNDERS, Chief of the Division of Industrial Safety, Department of Industrial Relations, vice Alfred C. Blackman, resigned;

JOHN F. HENNING, Director of Industrial Relations, vice Edward P. Park, resigned;

LOWELL NELSON, Chief of the Division of Housing, Department of Industrial Relations, vice Michael J. McDonough, deceased;

ADON V. PANATTONI, Member, Alcoholic Beverage Control Appeals Board, vice Coleman E. Stewart, resigned; and

THOMAS W. BRADEN, Member, State Board of Education, vice William Bucknam, term expired;

Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

The above reported appointments by the Governor, to be confirmed by the Senate, were ordered printed in the Journal upon request of Senator Burns.

SENATE CHAMBER, February 12, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed members to serve on the Joint Committee on Legislative Reference Library, created by Assembly Concurrent Resolution No. 40, as follows:

Senator Richard J. Dolwig, Senator John J. Hollister, Jr., and Senator John F. McCarthy.

BURNS, Chairman

Committee on Finance

SENATE CHAMBER, February 12, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Assembly Concurrent Resolution No. 30

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 13; committee vote: Ayes 11; absent 2.

McBRIDE, Chairman

Above reported resolution ordered to third reading.

Committee on Rules

SENATE CHAMBER, February 12, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 26

Senate Concurrent Resolution No. 28

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 657: By Senator Rodda (At the request of State Water Rights Board)—An act to amend Section 1086 of the Water Code, relating to the State Water Rights Board power to subpoena witnesses.

Referred to Committee on Water Resources.

Senate Bill No. 658: By Senator Rodda (At the request of State Water Rights Board)—An act to amend Section 5006 of the Water Code, relating to the State Water Rights Board.

Referred to Committee on Water Resources.

Senate Bill No. 659: By Senator Rodda (At the request of State Water Rights Board)—An act to add Sections 1354 and 1355 to the Water Code, relating to payment of costs of taking testimony at hearings before the State Water Rights Board.

Referred to Committee on Water Resources.

Senate Bill No. 660: By Senators Dolwig and Thompson—An act to amend Section 407 of, and to add Section 514 to, the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 661: By Senators Dolwig and Thompson—An act to amend Section 407 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 662: By Senators Dolwig and Thompson—An act to amend Section 407 of, and to add Section 514 to, the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 663: By Senator Thompson—An act to add Chapter 6.5 (commencing at Section 5185) to Part 3 of Division 7 of, and to amend Section 5257 of, the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Judiciary.

Senate Bill No. 664: By Senator Shaw—An act to add Section 251.5 to the Revenue and Taxation Code, relating to the veterans' tax exemption.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 665: By Senator Shaw—An act to add Section 6369 to the Revenue and Taxation Code, relating to exemption from the sales and use tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 666: By Senator Richards—An act to amend Section 1417, and to repeal Section 1418 of, and to add Sections 1418 and 1418.5 to, the Penal Code, relating to disposal of exhibits in criminal cases.

Referred to Committee on Judiciary.

Senate Bill No. 667: By Senator Short—An act to amend Section 1364 of the Financial Code, relating to investments.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 668: By Senator Cobey (At the request of Division of Administrative Procedure)—An act to amend Section 11502 of the Government Code, relating to salaries of hearing officers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 669: By Senator Miller (At the request of Department of Finance)—An act to repeal Article 6 (commencing at Section 54150), and to add Article 6 (commencing at Section 54150), to Chapter 5 of Part 1 of Division 2 of Title 5 of the Government Code, relating to the repair and restoration of property damaged or destroyed by storms or floods.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 670: By Senator McAteer—An act to add Section 8283 to the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

Senate Bill No. 671: By Senator Shaw—An act to add Sections 305.2 and 744.1 to the Vehicle Code, and to add Sections 1816 and 13367 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to traffic violations committed by minors.

Referred to Committee on Transportation.

Senate Bill No. 672: By Senator McBride (Co-authored by Assemblywoman Donahoe and Assemblymen Elliott, Bee, and Holmes)—An act to add Chapter 9.5 (commencing at Section 6931) to Division 6 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to work experience programs for physically and mentally handicapped minors.

Referred to Committee on Education.

Senate Bill No. 673: By Senator McBride (Co-authored by Assemblywoman Donahoe and Assemblymen Elliott, Bee, and Holmes)—An act authorizing a study of the problem or rehabilitation of industrially disabled workers, and making an appropriation therefor.

Referred to Committee on Finance.

Senate Bill No. 674: By Senator McBride—An act to amend Sections 23011, 23320, 23404, and 24040 of, and to add Sections 23011.5, 23405, 23406, and 23407 to, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 675: By Senators Byrne and Miller—An act to amend Section 2079 of the Insurance Code, relating to the standard form fire insurance policy.

Referred to Committee on Insurance and Financial Institutions.

Senate Concurrent Resolution No. 31: By Senator Richards—Relative to the commendation of the City of Torrance, California, and the City of Konya, Turkey, for participating as sister cities in President Eisenhower's "People-to-People" Program.

Referred to Committee on Rules.

CONSIDERATION OF DAILY FILE THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 24—Relative to a study of election laws and practices in this State.

Motion to Retain Place on File

Senator Erhart moved that Senate Concurrent Resolution No. 24 be passed on file and return to its place on file.

Motion carried.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 5—An act to repeal and re-enact the Vehicle Code and to add Chapter 6.5 (commencing at Section 3067) to Title 14, Part 4, Division 3 of the Civil Code and to amend Section 11004.5 of the Revenue and Taxation Code, relating to vehicles.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stern, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

ADJOURNMENT

At 10:30 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, February 16, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-FIFTH LEGISLATIVE DAY

THIRTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, February 16, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Rabbi Irving I. Hausman, of B'nai Israel Temple:

Lord, our God, we pray for the time of true brotherhood, when all of us shall reach out across the boundaries of land and sea, across the barriers of race and creed, across all hates and bigotries, and be united by the tender words we speak and the kindly acts we do. On that day we shall know how good and how pleasant it is for brethren to dwell together in unity. AMEN.

PLEDGE OF ALLEGIANCE

Senator Beard led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Gibson, on motion of Senator Burns, due to personal business.

Senator Coombs, on motion of Senator Johnson, due to legislative business.

Senator Cobey, on motion of Senator Johnson, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Vonna Malinen, instructor, Mrs. H. Hobbs, Mrs. Baghetto, adults, and the following students of the Heights Elementary School, Pittsburg: Mary Aiello, Rose Ann Aiello, Diana Amos, Berit Boysen, Irene Boyd, James Hudson, Otis Dean, Craig Hobbs, Edwin Hilton, Anna Maria Russo, Linda Thomas, Louis A. Strusis, Nick Wegner, Christine Baghetto, Sally Miano, Richard Sink, Kenneth Campbell, and Linda Campbell.

On request of Senator Williams the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Jack Chrisman of Visalia.

On request of Senators Dolwig and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Kehoe of San Mateo and Mr. Claude H. Roberts of San Francisco.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Burke, Mrs. Sherwood, adults, and the following Senior Girl Scouts of North San Mateo County Council: Janet Flint, Shannon Casamo, Carolyn Reinche, Dolores Spinetti, Joan Spinetti, Susan Woolery, Susan Damon, Joan Hillman, Arleen Hansen, Jeanne Quivey, Joan Burke, Rozanne Quivey, Joan Johnsrud, Kathy Erdman, Toni Nessi, Elaine Erickson, Kathy Rollman, Barbara Rollman, Jane O'Brian, Nanette McGuire, Joan Kelly, Karen Deming, Sally Sloan, Diane Pulsifer, Kathy Brumfield, Barbara Perrson, Linda Scroggio, Christine Davis, Loretta Durham, Pam Marsh, Maureen Stacknick, Ann Imprescia, Ann Burke, Pat Schultz, Maureen Murphy, Jackie Cook, Linda Anderson, Sharon Peters, Connie Sims, Valorie Stagg, Barbara Nichuser, Pat Urback, Barbara Galladay, and Carole Duke.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. F. Joseph Doerr, City Attorney, El Cajon.

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ernest Days, member of the city council, Santa Barbara.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Austen N. (John) Rawles of Ukiah.

On request of Senators Erhart and Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Banta, County Supervisor, of Lee Vining.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Kirby of Avila Beach, and Mr. Gerard Parsons of San Luis Obispo.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Carl Roberts and Judy Zacharias, chosen as Mr. and Mrs. Fire Prevention because of their essays on the subject, accompanied by their parents, Mr. and Mrs. Roberts and Mr. and Mrs. Zacharias, and the following adults: Rev. Francis McKenna, Bob Ferebee, Gene Borden, and Carey Booe, all

of Merced, and Mr. Ed. Lyons and Mr. Jim Norvall, Sacramento Junior Chamber of Commerce.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ralph Grebmeier and Mr. Schuyler Hunt, instructors, Mrs. J. H. Harper, Mrs. James Marsh, Mrs. William Hecht, Mr. Campbell, Mrs. Dunlap, Mr. Archer, Mrs. Grimm, adults, and the following students of the Crittenden School, Mountain View: Richard Allen, Charla Archer, Clyde Armstrong, Donald Barnett, Alicia Baker, Don Baffer, Ralph Bolan, Linda Bryson, Catherine Campbell, Cheryl Cann, Joyce Capote, Ernest Carlisle, John Collins, Tommy Cooper, Michelle Dunlap, Gilbert Enger, Brian Fisher, Wayne Fogleman, Arthur Fuller, Luciano Garcia, Harley Grimm, Juanita Guerrero, Judy Harper, Patty Hecht, Virginia Hodges, Ann Marie Hupman, Andrew Jackson, Lionel Jaimez, Darlene Jay, Donald Jocius, Trudi Klatt, Kenneth Krass, Hiroko Kudo, Kathy Lindbo, Raymond Macius, Bill Marsh, Mildred Martinez, Josephine Medina, Judy Metcalf, Martha Mohundro, Louis Ortiz, Sharon Reed, Alfred Santana, Billy Scott, Marilyn Settle, Benny Simental, George Staples, Walter Tibbett, Jim Turner, Dick Vader, Bob Valenzuela, Rose Vicars, Paul Voss, Terrance Whitlock, Victoria Winslow, Suzette Woods, Mathew Younger, and Bob Zwenke.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Burns, ordered printed in the Journal:

UNITED PRESS ASSOCIATION
SACRAMENTO BUREAU, 217 STATE CAPITOL
SACRAMENTO, February 16, 1959

Hon. Hugh M. Burns

President pro Tempore, State Senate

Would you be so kind as to advise the honorable Members of the Senate that "working" newspapermen covering the Capitol once again stand ready, willing and I think able to hand legislators their biennial shellacking in the Fifth Press-Legislature Golf Tournament?

The date for this year's tournament is Sunday, April 19th. The site is Haggin Oaks golf course. A dinner will be held after the tournament. Wives are invited to participate in the tournament and attend the dinner.

For the benefit of new members, competency with a brassie is not a requirement for the tournament. The high gross in the 1957 event was 206 strokes registered by Senator Fred Farr.

In order to arrange starting times and make pairings, we need to know quite early the number of participants. Legislators desiring to play should make reservations with members of the tournament committee—Robert M. Blanchard of the *Los Angeles Times*, Richard C. Bergholz of the *Los Angeles Mirror-News*, Don Thomas of the *Oakland Tribune*, Al Latimer with Senator Arnold, Carl Holmes of Pacific Telephone and Telegraph Co., or the undersigned. Legislative advocates desiring to play should contact Mr. Holmes.

One last word. To assure absolute fairness in the conduct of this great event, the handicapping once again will be done by two impartial and disinterested observers—Blanchard and Anderson.

Sincerely,

JAMES C. ANDERSON

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
SACRAMENTO, February 9, 1959

Hon. Joseph Beek, Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: I have the honor to transmit for the information and use of Members of the Senate, 41 copies of Bulletin No. 63, "Sea Water Intrusion in California," and Appendix B thereto. The studies presented in these reports were authorized by Chapter 1500, Statutes of 1951, and Section 229 of the Water Code.

The bulletin discusses the present status of sea water intrusion into coastal ground water basins in the State, describes methods of control, and summarizes relevant experimental work. Preliminary plans for prevention and control of sea water intrusion are presented.

The results of a large-scale experimental project conducted by the Los Angeles County Flood Control District at Manhattan Beach, Los Angeles County, are presented in the Appendix. The objective of this project was to determine the feasibility of preventing and controlling sea water intrusion by creating a pressure ridge in confined aquifers by injection of fresh water through wells.

Additional phases of this investigation, including special studies by the University of California both at Berkeley and Los Angeles, and the United States Geological Survey, will be presented in other appendixes to be published in the near future.

This investigation reveals that intrusion of sea water, induced by long-sustained overdraft conditions, has already damaged some of the State's most important ground water basins. It points up the need for effective measures to correct these present problems and to prevent intrusion into other coastal basins. Unless timely, remedial steps are instituted, extensive and irreparable damage will inevitably result.

Very truly yours,

HARVEY O. BANKS, Director

Enc.

REQUESTS FOR UNANIMOUS CONSENT

At 3.16 p.m., Senator Murdy asked for, and was granted, unanimous consent to have the Journal show that the absence of Senators Murdy and Richards was due to attending the committee meeting on Smog Control, in the Assembly Chamber.

At 3.17 p.m., Senator Burns asked for, and was granted, unanimous consent to have the Journal show that the absence of Senator Miller was due to attending the committee meeting on Smog Control, in the Assembly Chamber.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 11, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

CAPTAIN HENRY W. SIMONSEN, a resident of Concord; Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun since November 21, 1956; a first class pilot licensed for the Bay of San Francisco and tributaries, including the Sacramento and San Joaquin Rivers. Since 1950, he has been President of Industrial Tank, Inc., of Martinez; and since 1955 Secretary of M & R Services, a marine terminal at Pittsburg;

Member, Board of Pilot Commissioners for the Bays of San Francisco, San Pablo and Suisun, vice self, term expired, for the term prescribed by law, ending at the pleasure of the Governor, not to exceed four years from the date of the commission.

JOHN M. WEDMEYER, a resident of San Jose; has an excellent administrative record, and has done noteworthy research work on the problems of poverty; took undergraduate study at Grinnell College in Iowa and the University of Wyoming and graduate work at the University of Nebraska. In 1934 he was director of the emergency relief program in Palatte County, Wyoming, and in 1935 became that county's welfare director. From 1936 to 1939 he was field representative in the Wyoming Department of Public Welfare and in 1939-40 was executive secretary of the Nebraska Conference of Social Work. From 1940 to 1951, he was associated with various social welfare posts in the State of Washington, finally becoming deputy director of the Washington State Department of Social Security. He was area director of the California State Department of Social Welfare in San Francisco from 1951 to 1954, when he became director of research in San Mateo. Since 1957 he has been director of the Santa Clara County Department of Social Welfare;

Director of Social Welfare, vice George K. Wyman, resigned, for the term prescribed by law, ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 13, 1959*To the Senate of the State of California:*

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

FRANK S. BALTHIS, a resident of Los Angeles, member of the Los Angeles law firm of Sheppard, Mullin, Richter, Balthis & Hampton. He is a graduate of the University of California at Los Angeles in 1926 and Harvard Law School in 1929. He is a member of the Los Angeles, California and American Bar Associations. He was chief attorney of the Office of Price Administration in Los Angeles, 1942-43, and director of the OPA's Southern California district office from 1943-45.

Member, California Law Revision Commission, vice Stanford C. Shaw, resigned, for the term prescribed by law, ending October 1, 1959.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 188

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, February 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 27

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 27—Relative to the death of Royal W. Jimerson.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 27, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 27

Assembly Concurrent Resolution No. 27—Relative to the death of Royal W. Jimerson.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Stiern, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 17	Assembly Concurrent Resolution No. 56
Assembly Concurrent Resolution No. 42	Assembly Concurrent Resolution No. 57
Assembly Concurrent Resolution No. 49	Assembly Joint Resolution No. 3
Assembly Concurrent Resolution No. 54	Assembly Joint Resolution No. 13

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 17—Memorializing the death of Dr. Margaret J. Chung.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 17, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 17

Assembly Concurrent Resolution No. 17—Memorializing the death of Dr. Margaret J. Chung.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 42—Relative to amending the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 49—Relative to amending the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 54—Relative to the death of Judge Percy G. West.

Request for Unanimous Consent

Senator Rodda asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 54, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 54

Assembly Concurrent Resolution No. 54—Relative to the death of Judge Percy G. West.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Collier, Dolworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmquist, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 56—Relative to the continuance of the Joint Committee on Legislative Procedure.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 57—Relative to adding Rule No. 34.2 to the Joint Rules of the Senate and Assembly, with respect to memorial resolutions.

Referred to Committee on Rules.

Assembly Joint Resolution No. 3—Relative to imported tuna.

Referred to Committee on Fish and Game.

Assembly Joint Resolution No. 13—Relative to equalizing retirement benefits for retired members of the Armed Forces who retired prior to June 1, 1958.

Referred to Committee on Military and Veterans Affairs.

Chief Assistant Secretary Lachlan M. Richards at the Desk

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, February 9, 1959; Tuesday, February 10, 1959; Wednesday, February 11, 1959; and Thursday, February 12, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

MOTION TO AMEND SENATE BILL NO. 117

Senator Richards moved that Senate Bill No. 117 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 117—An act to add Section 24283 to the Health and Safety Code, relating to air pollution.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "pollution", insert ", declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1, line 4, strike out "January", and insert "February".

Amendment No. 3

On page 1, after line 12, insert

"The standards shall be developed after the department has held public hearings and afforded an opportunity for all interested persons to appear and file statements or be heard. The department shall publish such notice of the hearings as it determines to be reasonably necessary.

The department may revise the standards, and shall publish the revised standards, from time to time.

SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The pollution of the air by the discharge of air pollutants from the exhausts of motor vehicles constitutes one of the most serious threats to the health of the people of this State. It is imperative that standards for the discharge of such pollutants be developed without delay. It is, therefore, necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

MOTION TO PRINT REPORT

Senator Thompson moved that the following report by the Fairs Classification Committee be printed in the Journal, and that 500 additional copies be printed in pamphlet form for distribution.

Motion carried.

FAIRS CLASSIFICATION COMMITTEE
SACRAMENTO, CALIFORNIA, February 16, 1959

*To the President of the Senate,
The Speaker of the Assembly,
Members of the Senate and Assembly, and
The Director of Finance*

The Fairs Classification Committee, established pursuant to Section 92.7 of the Agricultural Code, herewith presents its report and classification of fairs for the year 1958 as required by Section 92.8 of that code.

During 1958, the several fairs reached a new peak in fair and interim use activity, and attracted a new high totals of exhibitors, exhibits and visitors. The fairs accomplished much by way of meeting their responsibilities for expanded service to youth, industry and agriculture. Room for continued improvement remains, however. Progressive fair boards of directors and management constantly strive to better the efficiency and value of their fairs. We believe the people of California can take pride in the results of their efforts.

Data prepared by the Division of Fairs and Expositions, Department of Finance, as well as that gathered by the committee itself, on which our classifications are based, has been retained in our files, and is open to inspection by interested parties.

The committee gratefully acknowledges the co-operation of Mr. A. E. Snider, Chief of the Division of Fairs and Expositions, and also the assistance of Mr. Leroy Sloane, who compiled the voluminous official statistics.

Respectfully submitted,

FAIRS CLASSIFICATION COMMITTEE
By W. C. WOXBURG, Chairman

Members of Committee

Senator John F. Thompson, San Jose.
Assemblyman H. W. Kelly, Shafter.
Mr. T. H. Mugford, Deputy Director, Department of Finance.
Mr. A. E. Snider, Chief, Division of Fairs and Expositions.
Mr. A. A. Jensen, Susanville, Area No. 1.
Mr. L. J. Hamilton, Lakeport, Area No. 3.
Mr. W. C. Woxberg, Merced, Area No. 5.
Mr. Roy L. Welch, Yuba City, Area No. 2.
Mr. C. B. Mathews, Sonora, Area No. 4.
Mr. Russell Pettit, San Jose, Area No. 6.
Mr. Max P. Schonfield, Northridge, Area No. 7.

Report of Fairs Classification Committee for 1958

1958 a Good Year for Fairs

California's many district and county fairs again demonstrated their value as centers of agricultural and industrial progress, education, recreation, and community activity during 1958. Including interim users, almost 8,000,000 people, the

greatest total ever, visited the fairs during the year and benefited from their many exhibits and their other facilities.

The growth in fair activity paralleled the growth of our State as a whole. More than 400,000 entries competed for awards and premiums in the various classes of exhibits. The fairs continued to expand and improve their services and facilities to meet the new challenges of rapidly changing times.

Local Pride Stimulates Fair Activity

Our observations indicate that there is a considerable local pride in the great majority of fairs. No other local or district promotion can generate the interest, community effort, and co-operation between individuals that are required to prepare for a county or district fair. Large groups are needed to plan, gather supplies for, and build community or organizational displays.

Competition between individual exhibitors is very keen. Everyone does his or her best to produce a better product, breed a better animal, or do a better job of canning. Award winners earn, and get, publicity and wider community acceptance as part of the reward for their achievements.

Junior Activities Grow Fastest

Fastest growing departments at every fair are those in the junior division. The 4-H, FFA, FHA and other youth groups are increasing their numbers at enormous rates. All are participating in fair activities. Doing so gives their members the real satisfaction of accomplishing something worthwhile on an individual basis. Their projects, and public acknowledgement of their successes can only result in the development of better adults. It is far better to encourage good citizenship through fairs, to create proper pride in well-directed effort and workmanship, than it is to tolerate problems of juvenile behavior. The thousands of our California youth who participate in fair activities are our greatest assets.

Since the industrial education department was placed on the Master Premium List there has been a great expansion in the type of activities to which our youth could direct their attention. This is especially important in view of the phenomenal growth in industry within our State. Exhibitors from urban areas are now able to take much more active part in fairs. Enlightened fair management is encouraging interest in this department, to better serve more segments of our youthful population.

Many fairs have added a physical fitness program to their schedules. City and county recreation departments, who carry on such programs on a year-round basis, are encouraging the trend, because it enables them to give contestants in their final rounds the publicity and awards which go with outstanding accomplishment at fairs.

Basis for Classification of Fairs

When this committee first began its work in 1956, it established as the basis for its work three classes for fairs, following in this respect the divisions referred to in subsection 92.8(b) of the code. The three were Regional, Special and Sectional. As a result of its first year's experience, the committee developed a fourth class, Regional-Sectional fairs, and used it in its ratings for 1957, and is using it again for 1958.

The committee met several times during the calendar year 1958. It has received a detailed statistical analysis of population, fair attendance, revenues and finance relating to all of the 72 fairs, based upon 1957 operations, from the Division of Fairs and Expositions of the Department of Finance. In addition to this, the committee itself secured certain information on 1958 operations directly from 70 fairs by means of a questionnaire compiled by a subcommittee. Members of the committee also visited most of the fairs during the year, either at fairtime or during the interim, and their personal observations have been used as an additional guide in determining classifications.

Classification of Fairs Cannot Be Exact

The committee wishes to direct attention to the fact that a present classification of fairs cannot be anything like exact. Section 92.8 of the Agricultural Code merely enumerates certain standards which shall be applied, but leaves their definition to discretion of the committee. This has the obvious effect of making committee judgments at least partially subjective. Three years of experience in attempting to develop and apply reasonable standards to the classification process has convinced committee members that very few fairs can be fairly judged by statistics or dollars and cents alone. Many factors influence the operations of every fair. To mention only a few, there is first the area, economic as well as geographic, in which a fair is located; there are changing weather conditions; there may be fires or other disasters; aging plant and equipment have their effect; and competing attractions may cut into attendance.

Classification Standards Used

The committee is convinced that its classifications for 1958 are probably more objective than those for the two preceding years because they are based not only on data for a longer period, but also on types of data which were not available for

the first two years. It has been, and will continue to be one of the committee's principal responsibilities to test all data for validity, reliability, objectivity, and uniformity of definition and reporting. There is still much room for improvement in all of these fields. However, we are still of the opinion that it is not now possible to devise an arithmetical or mathematical formula which will enable automatic classification of the several fairs.

Factors taken into account in arriving at classifications for all fairs include:

(a) Attendance, both paid and unpaid, in relation to estimated current population of the area served. The Division of Fairs and Expositions prepared useful graphs to aid in evaluating this factor.

(b) Number of exhibit classes in which entries can be made, total number of entries, and total premiums paid in relation to total entries.

(c) Net operating expense—operating within the budget.

(d) Operating revenues and operating expenditures.

(e) Net revenues related to attendance.

(f) Kinds and numbers of interim uses, and revenues derived from such uses.

Sectional Fairs

Sectional fairs have been defined as those which service primarily the immediate area in which they are located. They offer a considerable number of exhibit departments, but the number of exhibits is generally limited, and most of them are entered by residents of the area. There are, however, marked differences in the operations and efficiency of management between fairs which fit into this category. In recognition of these differences, the committee has divided the class into Sectional Fairs I and Sectional Fairs II.

Twenty-eight fairs have been classified as Sectional Fairs II on the basis of their overall ratings. They are:

4th District, Petaluma
9th District, Eureka
10th District, Yreka
10A District, Tullake
14th District, Watsonville
16th District, Paso Robles
17th District, Grass Valley
18th District, Bishop
20th District, Auburn
21A District, Madera
26th District, Plymouth
28th District, Victorville
30th District, Red Bluff
33d District, Hollister

34th District, Cedarville
36th District, Dixon
42d District, Orland
44th District, Colusa
52d District, Sacramento
El Dorado County Fair, Placerville
Humboldt County Fair, Ferndale
Madera County Fair, Chowchilla
Mendocino County Fair, Booneville
Monterey County Fair, Kings City
Napa County Fair, Calistoga
Placer County Fair, Roseville
Shasta County Fair, McArthur
Trinity County Fair, Hayfork

Twenty-two fairs have been classified as Sectional Fairs I on the basis of their above average overall ratings:

3d District, Chico
7th District, Monterey
12th District, Ukiah
13th District, Yuba City
23d District, Antioch
24th District, Tulare
24A District, Hanford
25th District, Napa
27th District, Anderson
29th District, Sonora
32d District, Costa Mesa

35A District, Mariposa
37th District, Santa Maria
39th District, Angels Camp
40th District, Woodland
41st District, Crescent City
45th District, Imperial
46th District, Hemet
49th District, Lakeport
Butte County Fair, Gridley
Plumas County Fair, Quincy
Solano County Fair, Vallejo

Special Feature Fairs

Special Feature Fairs have been defined as those which service primarily some particular phase of our State's agriculture, horticulture, livestock raising, or industrial activity. Because each such fair has its own special and distinctive operation, it is difficult to arrive at standards by which to classify them fairly and adequately. Generally, they are typified by the facts that they offer only a limited number of exhibit departments, and concentrate their premium awards in one major division. Each such fair must have strong support in its own county or district, but most of them have a drawing power which attracts exhibitors and attendance from a much wider area.

The committee's list of Special Feature Fairs includes the following:

1st District, Oakland
19th District, Santa Barbara
Lassen County Fair, Susanville
Marin County Fair, Ross
Merced County Fair, Los Banos

San Benito County Fair, Hollister
San Francisco County Fair, San Francisco
San Joaquin County Fair, Lodi
San Mateo County Fair, San Mateo

Regional-Sectional Fairs

Regional-Sectional Fairs are defined as those that have management and operation equal to a regional fair, but on a smaller scale. Such a fair must have sufficient types of exhibits to attract the majority of exhibitors and spectators, community interest must be high, and interim use of facilities above average. Paid attendance must exceed 50,000, and exhibits must number 4,700 or more.

A total of 10 fairs have been classified as Regional-Sectional Fairs on the basis of their meeting these standards as well as because of their excellent overall ratings:

2d District, Stockton	50th District, Lancaster
15th District, Bakersfield	51st District, Northridge
31st District, Ventura	Alameda County Fair, Pleasanton
35th District, Merced	Riverside County Fair, Indio
38th District, Turlock	Sonoma County Fair, Santa Rosa

Regional Fairs

For the purposes of determining Regional Fairs, the State was divided into four regions, and it was established that only one such fair could be designated for each region. By definition, such a fair must have paid attendance of at least 100,000, more than 10,000 exhibits, and sufficient interim use to involve year-round use of its facilities.

Again, for 1958 the committee has classed three fairs as regional. The fairs in the San Joaquin, Coastal, and Southern Regions put in the regional class are, we believe, unmistakable in their superior overall ratings as compared to others.

The three are:

- 21st District Fair, Fresno
- 22d District Fair, Del Mar
- Santa Clara County Fair, San Jose

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, February 16, 1959

MR. PRESIDENT: The Committee on Rules has made changes in committee schedules, effective immediately, as follows:

Monday			
<i>Time</i>	<i>Committee</i>	<i>Committee Room Number</i>	<i>Rooms</i>
10.00 a.m.	Agriculture	1	4203
10.00 a.m.	Public Utilities	4	4040
Tuesday			
10.00 a.m.	Elections	2	2040
Wednesday			
1.00 p.m.	Insurance and Financial Institutions	3	3191
Thursday			
9.00 a.m.	Finance	3	3191
9.00 a.m.	Judiciary	1	4203
1.00 p.m.	Public Health and Safety	4	4040
On Adjournment	Rules	3	3191

BURNS, Chairman

SENATE CHAMBER, February 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 8—Relative to the continuance of the Joint Judiciary Committee on Administration of Justice;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the thirteenth day of February, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, February 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 26

Senate Concurrent Resolution No. 28

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 9

Senate Bill No. 20

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, February 11, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 16

Senate Bill No. 22

Senate Bill No. 23

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9; committee vote: Ayes 7; absent 2.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 11, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 303

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, February 16, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 93

Senate Bill No. 95

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 16, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 94

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

CONSIDERATION OF DAILY FILE**THIRD READING OF SENATE BILLS****Senate Concurrent Resolution No. 24**—Relative to a study of election laws and practices in this State.**Motion to Amend**

Senator Erhart moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 2, of the printed measure, as amended in Senate February 5, 1959, strike out "determine whether such", and strike out all of lines 3 to 5, inclusive, and insert "direct an appropriate joint committee or appropriate committees in each of the two houses to make such study."

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 20—An act to amend Sections 370, 372 and 372.4 of, and to repeal Section 372.1 of, the Vehicle Code, and to amend Sections 7351 and 8651 of the Revenue and Taxation Code, relating to highway user fees and taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Collier, Delwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Thompson, and Williams 29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 9—An act to add Section 6865 to the Vehicle Code and to repeal Section 16275.5 of the Education Code, relating to the painting of buses formerly used as school buses.

Bill read third time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill strike out "6865", and insert "686.5".

Amendment No. 2

In line 1 of the title, after "Vehicle Code", insert ", to add Section 27603 to the Vehicle Code as proposed by Assembly Bill No. 5,".

Amendment No. 3

In line 2 of the title, strike out "16275.5 of the Education Code", and insert "16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, line 4, after "used", insert "exclusively".

Amendment No. 5

On page 1, line 6, strike out "16271) of Chapter 2 of Division 8", and insert "16851) of Chapter 1 of Division 13".

Amendment No. 6

On page 1, line 7, after "painted", insert "by the purchaser".

Amendment No. 7

On page 1, line 9, after "highway", insert "other than to have the vehicle painted or moved to a place of storage."

Amendment No. 8

On page 1, line 10, strike out "16275.5 of the Education Code is repealed.", and insert "27603 is added to the Vehicle Code as proposed by Assembly Bill No. 5, to read:

27603. When a school bus is sold to any person and is used exclusively for purposes other than the transportation of pupils pursuant to Article 2 (commencing at Section 16851) of Chapter 1 of Division 13 of the Education Code, it shall be painted by the purchaser a color different than that prescribed by the State Board of Education for school buses before it is operated on any street or highway other than to have the vehicle painted or moved to a place of storage.

Sec. 3. Section 16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session is repealed.

Sec. 4. Section 2 of this act becomes operative only if the Vehicle Code as proposed by Assembly Bill No. 5 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said code takes effect, at which time Section 686.5 of the Vehicle Code adopted in 1935 is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Concurrent Resolution No. 26—Relative to extending the time for the filing of a report by the Joint Legislative Tax Committee.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 28—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization, and the Members of the Senate and Assembly.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Stiern, Thompson, and Williams—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 30—Relative to small craft harbor loans.

Resolution read, and presented by Senator Hollister.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate take up at this time for confirmation the following appointments of the Governor, which were reported from the Committee on Rules on February 12, 1959, appearing on page 370 of the Senate Journal, recommending their confirmation:

HAROLD G. ROBINSON, Director of California Disaster Office, vice Stanley Pierson, resigned;

JOHN G. SOBIESKI, Commissioner of Corporations, vice Waite Stephenson, resigned;

THOMAS SAUNDERS, Chief of the Division of Industrial Safety, Department of Industrial Relations, vice Alfred C. Blackman, resigned;

JOHN F. HENNING, Director of Industrial Relations, vice Edward P. Park, resigned;

LOWELL NELSON, Chief of the Division of Housing, Department of Industrial Relations, vice Michael J. McDonough, deceased;

ADON V. PANATTONI, Member, Alcoholic Beverage Control Appeals Board, vice Coleman E. Stewart, resigned; and

THOMAS W. BRADEN, Member, State Board of Education, vice William Buckman, term expired.

The roll was called, and the appointments by the Governor were confirmed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointments of Harold G. Robinson, John G. Sobieski, Thomas Saunders, John F. Henning, Lowell Nelson, Adon V. Panattoni, and Thomas W. Braden.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 676: By Senator Arnold—An act to add Section 12150.5 to the Fish and Game Code, relating to hunting accidents.

Referred to Committee on Fish and Game.

Senate Bill No. 677: By Senator Teale—An act to amend Section 6735 of, and to add Section 5556 to, the Business and Professions Code, relating to responsibility of architects and engineers for plans, specifications, reports, and documents prepared by them.

Referred to Committee on Business and Professions.

Senate Bill No. 678: By Senator Rodda—An act to amend Section 511.3 of the Vehicle Code and to amend Sections 22357, 22358 and 22359 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the establishment of local speed limits.

Referred to Committee on Transportation.

Senate Bill No. 679: By Senator Miller—An act to amend Section 68200 of the Government Code, relating to the compensation of the Chief Justice of the Supreme Court.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 680: By Senator Murdy—An act to amend Sections 4, 5, 17, 24, 29, and 35 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to water supply in Orange County.

Referred to Committee on Local Government.

Senate Bill No. 681: By Senator Dilworth—An act to add Section 146.3 to the Vehicle Code and to add Section 4014 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the registration of vehicles by servicemen.

Referred to Committee on Transportation.

Senate Bill No. 682: By Senator Brown (Co-authored by Assemblyman Lunardi)—An act to add Section 3136 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to countywide school districts.

Referred to Committee on Education.

Senate Bill No. 683: By Senators Thompson and Erhart—An act to add Sections 23058 and 23758.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to resident tuition fees at state colleges and the University of California.

Referred to Committee on Education.

Senate Bill No. 684: By Senators Beard, Richards, Christensen, Hollister, Holmdahl, Shaw, Short, Collier, O'Sullivan, Arnold, Fisher, Grunsky, Rattigan, Regan, and Farr—An act to amend Section 170.6 of the Code of Civil Procedure, relating to disqualification of judges on the ground of prejudice.

Referred to Committee on Judiciary.

Senate Bill No. 685: By Senator Williams—An act to amend Sections 2619, 2705.5 and 2922 of the Revenue and Taxation Code, relating to the delinquent dates of taxes on property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 686: By Senator Richards—An act to amend Section 257 of the Vehicle Code and to amend Section 12512 of, and to amend and renumber Section 12654 of, the Vehicle Code as proposed by Assembly Bill No. 5, relating to motor vehicle operator's age limits.

Referred to Committee on Transportation.

Senate Bill No. 687: By Senator McAteer—An act to amend Section 8276 and repeal Sections 8277 and 8279 of the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

Senate Bill No. 688: By Senator Short (At the request of Department of Finance)—An act to amend Section 5003 of the Public Utilities Code, relating to transportation fees, to take effect immediately, tax levy.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 689: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 1091 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to contracts between county superintendents of schools and school districts.

Referred to Committee on Education.

Senate Bill No. 690: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 15958 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district supplies.

Referred to Committee on Education.

Senate Bill No. 691: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 20103 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the county school service fund.

Referred to Committee on Education.

Senate Bill No. 692: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Sections 23057 and 23758 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges and the University of California.

Referred to Committee on Education.

Senate Bill No. 693: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 19581 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Referred to Committee on Education.

Senate Bill No. 694: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 3358 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to charges for use of school property.

Referred to Committee on Education.

Senate Bill No. 695: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 15959 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district purchases.

Referred to Committee on Education.

Senate Concurrent Resolution No. 32: By Senator Regan—Relative to a study to be made of problems arising from automobile accident litigation.

Referred to Committee on Judiciary.

Senate Concurrent Resolution No. 33: By Senators Collier, Arnold, Regan, and Brown—Relative to a program of basic research and field studies dealing with all phases of mining and the mineral industries.

Referred to the Committee on Natural Resources.

Senate Joint Resolution No. 9: By Senator Byrne—Relative to scrapie disease of sheep.

Referred to Committee on Agriculture.

ADJOURNMENT

At 4.02 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, February 17, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-SIXTH LEGISLATIVE DAY

THIRTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, February 17, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Father Patrick F. O'Brien, of the Cathedral of the Blessed Sacrament:

Almighty and Eternal God, Creator and Ruler of the universe, grant us who are entrusted with the welfare of your people, an ever growing realization of our sacred trust and an increasing share in your holy wisdom to know better your law; grant us the inspiration of the Holy Spirit to comply with it above all human considerations; inflame us with the zeal of Christ for justice based on charity. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Gibson, on motion of Senator Burns, due to personal business.

Senator Brown, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Maurice Enbody, of North Hollywood.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. Richard Elzinga, of Hemet.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Nick Kulish, of San Jose.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Dean Gay, of Bakersfield.

On request of Senators Stiern and Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. David Gay, of Bijou.

On request of Senators Fisher, Thompson, and Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Howard Cramer, of Yreka.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert Green and Mrs. Lillian Papazian, of Fresno.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Milton Gordon, of Los Angeles.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Margaret Walker, Mrs. Marye Freelen, Mr. Charles Hartmere, Mr. Carl Heaney, teachers, Mrs. George Fujimoto, Miss Karen Gitchell, Mrs. Ernestine Jack, Mrs. Connie Smith, Mrs. Margaret Winslett, Mrs. Fujii, Mrs. Rich, Miss Bessie Castello, Mrs. Mary Pieratt, and Mrs. Donald Hoover, adults, and the following students from the Crittenden School, Mountain View: Virginia Acosta, Jude Baca, Heather Benezra, Gary Brown, Eddy Bruno, Bill Brownfield, Jerri Burris, William Casey, Eugene Castelli, Rosemary Castillo, Rosalie Chavez, Kathleen Conroy, Fred Cullen, Carolyn Cummings, Ray Davis, Chris Del Hoyo, Pamela Durbin, Jim Durham, Alice Euger, Dean Fabro, Frederick Fischer, Charles Flagg, Bob Fournier, Jack Fujii, Helen Fujimoto, Joe Garcia, Hope Garza, Ellen Gitchell, Ruth Goforth, Lani Gomes, Hope Gonzales, Dwayne Harrison, Danny Hennes, Bonney Hernandez, Lupe Herrera, Jimmy Holtz, Jean Hoover, Toyoko Hori, David Hutnick, Linda Inouye, Diana Iwata, Andy Jack, James Jack, Amy Jackson, Diana Jagers, Linda Jansen, Mike Jones, Albert Judnick, Richard Knowlton, Bruce Lang, Elizabeth Lyons, Jessie Macias, Jane Martin, Peter Martinez, Romona Martinez, Gary Maxie, Eddie Miller, George Navarro, Susan Nugent, Stephen Oku, Juanita Padilla, Pat Paterson, George Perry, Jack Pieratt, Kejhal Prehal, Mike Reilly, Marrena Rich, Dale Rice, Elizabeth Rodriguez, Carl Santo, Ronnie Roe, Andy Rubottom, Gerald Sarmiento, Al Schmidt, John Simental, John Siqueros, Barbara Smith, Bonnie Smith, Eva Soriano, James Stout, Sandra Sutton, James Swinzer, Marg. Swope, Carlos Takano, Betty Thompson, Laura Thurman, David Tibbett, Peter Triantos, Earl Trotter, Jerry Vader, Sharon Wigton, and Etta Fay Wandle.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James E. Barnes, Jeanette Barnes, and Leslie Connor, adults, and the following students of St. Peter's Lutheran School, Lodi: Kathy Eggers, Diane Gersevske, David Haut, Crag Hoellwarth, Karen Kapp, Remona Dersh, Debby Kopping, Sheryl Kort, Bill Menzel, Mary Rinn, Charleen Roth,

Janice Shepard, Keren Siebrass, Ronnie Stroh, Jo Ann Weigand, James Wiederrich, LaDean Sailer, Judith Bard, Sharon Ehlers, Frank Evans, Steve Hatch, Jim Kietzke, Stephen Mettler, Larry Permann, Walter Plath, Marsha Trovinger, Dorothy Weisz, and Clain Wohl.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Pearson, Mrs. Allen, Mrs. Duke, Mr. Baldwin, and Mr. Oldford, teachers or instructors, Mr. Carl Warmdahl, Mrs. Rex Lundberg, and Mrs. Sienkiewicz, adults, and the following students from the Starr-King School, Carmichael: Alaina Alcorn, Shelly Gregg, Melanie Harris, Diane Kiejci, Michele McEwan, Pat Odap, Gayle Stanley, Susan Gion, Susan Hunter, Sue Bazzaroni, Janiel Dahman, Dorothea Daughterty, Karen Draffin, Karen Stillman, Chipper White, Connie Clark, Laurie Constantine, Charlene Craver, Mitzi Dean, Devertu Margri, Susan Cres, Joy Folk, Connie Finster, Susan Johnson, Cheri Kimmel, Pam Lane, Denise McGarrity, Robin Mathews, Betsy Stephens, Barbara Alpert, Carol Kuhlman, Sandra Morton, Mary Jo Rablin, Kathy Sienkiewicz, Dorinda Townes, Judy Vereide, Loraine Wade, Steve Thomas, Lynn Anderson, Sheron Chavoor, Dorothy Rattan, Sandra Sawyer, Nancy Webb, Dennis Weaver, Karen Bangs, Linda Chatham, Corinne Feasia, Cathy Sherbarn, and Linda Shupe.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mary Brockhaus, Mrs. Charles Green, Mrs. B. Stinson, and Mrs. D. Richesin, adults, and the following members of Girl Scout Troop No. 256 of the West Acres Elementary School, West Sacramento: Floydene Brockhaus, Karen Chu, Connie Clary, Sue Courtwright, Sharon Green, Theresa Dorris, Judy Kaita, Nancy Kaita, Shirley Martin, Josephine Pasioles, Irene Perrigo, Barbara Mesunas, Mary Lou Richesin, Pat Selasco, Marlene Souza, Carolyn Stinson, Kathy Stout, Susan Stout, Barbara Williams, and Geraldine Brown.

RECESS

At 3.10 p.m., on motion of Senator Farr, the Senate recessed for the purpose of introducing the following members of the California Commission on Uniform Laws: Martin J. Dinkelspiel, Chairman, Ralph N. Kleps, Secretary, Paul Mason, George R. Richter, Fred S. Farr, William Biddick, and C. P. Von Herzen, members.

APPOINTMENT OF COMMITTEE ON ESCORT

The President appointed Senators Farr, McBride, and Slattery as a Special Committee to escort the members of the commission to the rostrum.

Senator Farr introduced Mr. Dinkelspiel, who spoke briefly on the functions of the commission, the responsibility of the members, and also stated that each member is a practicing attorney.

REASSEMBLED

At 3.15 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Assistant Secretary Lachlan M. Richards at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 59

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 59—Relative to congratulating Dr. Clifford F. Loader.

Request for Unanimous Consent

Senator Stiern asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 59, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 59

Assembly Concurrent Resolution No. 59—Relative to congratulating Dr. Clifford F. Loader.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 11

Assembly Bill No. 27

Assembly Bill No. 38

Assembly Bill No. 43

Assembly Bill No. 71

Assembly Bill No. 88

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 11—An act to amend Section 2615 of the Business and Professions Code, relating to physical therapy.

Referred to Committee on Business and Professions.

Assembly Bill No. 27—An act to amend Sections 468, 468.2, 511, 511.1, 511.2 and 511.3 of, and to add Sections 510.5, 511.6 and 511.9 to, the Vehicle Code, and to amend Sections 21357, 21358, 21359, 22352, 22354, 22355, 22357, 22358 and 22360 of, to amend the heading of Article 1 (commencing at Section 22350) of Chapter 7 of Division 11 of, repeal Sections 22353 and 22356 of, and add Sections 627, 22349 and 22358.5 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to the speed of vehicles and signs in connection therewith.

Referred to Committee on Transportation.

Assembly Bill No. 38—An act to amend Sections 74342 and 74344 of the Government Code, relating to municipal court districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 43—An act to repeal Section 8377 of the Fish and Game Code, relating to albacore.

Referred to Committee on Fish and Game.

Assembly Bill No. 71—An act to amend Section 8152 of the Fish and Game Code, relating to sardines, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Assembly Bill No. 88—An act adding Article 6 (commencing at Section 25701) to Chapter 7 of Part 2 of Division 2 of Title 3 of the Government Code, relating to the reclamation of water from sewage or other waste water, and the disposal thereof.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 17, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 24

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, February 17, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Concurrent Resolution No. 29

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

Committee membership 13.

COLLIER, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, February 17, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Concurrent Resolution No. 30

Assembly Concurrent Resolution No. 52

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 13.

COLLIER, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, February 17, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 53

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 13.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 17, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 28

Senate Bill No. 77

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend. and re-refer to the Committee on Transportation.

Committee membership 13.

COLLIER, Chairman

Above reported bills ordered to second reading.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 16—An act to amend Section 61755 of the Government Code, relating to community services districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 4, of the printed bill, after "on", insert "or before".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 22—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, between lines 12 and 13, of the printed bill, insert "California water districts".

Amendment No. 2

On page 2, between lines 4 and 5, insert "Flood control and water conservation districts".

Amendment No. 3

On page 2, between lines 40 and 41, insert "Rapid transit districts".

Amendment No. 4

On page 2, between lines 42 and 43, insert "Recreation and park districts".

Amendment No. 5

On page 3, between lines 5 and 6, insert "Urban renewal agencies".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 23—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, between lines 12 and 13, of the printed bill, insert "California water districts".

Amendment No. 2

On page 2, between lines 3 and 4, insert "Flood control and water conservation districts".

Amendment No. 3

On page 2, between lines 39 and 40, insert "Rapid transit districts".

Amendment No. 4

On page 2, between lines 41 and 42, insert "Recreation and park districts".

Amendment No. 5

On page 3, between lines 4 and 5, insert "Urban renewal agencies".

Amendment No. 6

On page 4, line 35, strike out "incorporated", and insert "incorporation".

Amendment No. 7

On page 4, line 47, strike out "statue", and insert "statute".

Amendment No. 8

On page 5, line 4, strike out "work", and insert "word".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 303—An act to amend the heading of Chapter 6 (commencing at Section 22801), Division 11, and to add Article 1.5 (commencing at Section 22811), to Chapter 6, Division 11, of the Education Code, and to amend the heading of Chapter 6 (commencing at Section 28001), Division 20, and to add Article 1.5 (commencing at Section 28021) to Chapter 6, Division 20, of the Education Code as proposed by Senate Bill No. 2, relating to libraries, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 93—An act to add Section 2193 to the Agricultural Code, relating to marketing programs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 95—An act to amend Sections 796.1, 796.6, and 828.83 of the Agricultural Code, relating to citrus fruits.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 94—An act to amend Section 1300.17 of the Agricultural Code, relating to marketing orders.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 4, line 41, of the printed bill, strike out "annually", and insert "every two years".

Amendment No. 2

On page 5, line 39, strike out "2", and insert "1".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 24—Relative to a study of election laws and practices in this State.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Leham, Farr, Fisher, Grunsky, Hollister, Holmdahl, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Christensen:

Senate Resolution No. 37

Relative to the operation of vehicle trailers on the highways

WHEREAS, Whipping and swerving trailers constitute a hazard to persons and property on the highways of this State; and

WHEREAS, Whipping and swerving trailers have been involved in and, in some instances, have been responsible for, accidents involving fatalities and serious injuries; and

WHEREAS, Unladen trailers being towed on the highways are difficult to control; and

WHEREAS, The transporting of trailers upon the truckbed when both vehicles are empty represents an economic saving to truck and trailer owners; and

WHEREAS, The California Highway Patrol and other law enforcement agencies are authorized to make, and have made, arrests for whipping and swerving trailers; now, therefore, be it

Resolved, That the Senate of the State of California hereby directs the Commissioner of the Department of the California Highway Patrol to instruct the personnel of the department to emphasize their enforcement efforts with respect to whipping and swerving trailers; and be it further

Resolved, That the commissioner is directed to request trucking operators to load empty trailers on the empty towing vehicle whenever possible; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Commissioner of the Department of the California Highway Patrol.

Resolution read, and referred to Committee on Transportation.

By Senator McCarthy:

Senate Resolution No. 38

Relative to the Golden Gate Bridge and Highway District

WHEREAS, The Board of Directors of the Golden Gate Bridge and Highway District recently voted to increase the price of commute tickets for users of the Golden Gate Bridge, effective July 1, 1959; and

WHEREAS, This increase will result in the payment by commuters of Marin County, Sonoma County and San Francisco of an extra twenty thousand dollars (\$20,000) for commute tickets in the next fiscal year; and

WHEREAS, Many residents of Marin County, Sonoma County, and San Francisco must commute daily to and from San Francisco and such an increase will result in a hardship to such persons who are dependent upon this bridge as a means of transportation to and from their places of employment; and

WHEREAS, At the same meeting at which the increase was voted, the board of directors was given a report that the January revenues of the bridge has risen 6.3 percent above those of January, 1958; and

WHEREAS, The Golden Gate Bridge and Highway District has on hand over seventeen million dollars (\$17,000,000) in reserve funds; and

WHEREAS, In view of the above facts the district should be considering a reduction, rather than an increase, in the price of commute tickets; now, therefore, be it

Resolved by the Senate of the State of California, That the Board of Directors of the Golden Gate Bridge and Highway District be requested to reconsider the action recently taken increasing the price of commute tickets on the Golden Gate Bridge and to consider the possibility, in view of the increased revenues from the bridge and the large reserve funds held by the district, of reducing the price of commute tickets on the bridge; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a copy of this resolution to the Board of Directors of the Golden Gate Bridge and Highway District.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 17, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 38

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Request for Unanimous Consent

Senator McCarthy asked for, and was granted, unanimous consent to take up Senate Resolution No. 38, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 38

Senate Resolution No. 38

Relative to the Golden Gate Bridge and Highway District

WHEREAS, The Board of Directors of the Golden Gate Bridge and Highway District recently voted to increase the price of commute tickets for users of the Golden Gate Bridge, effective July 1, 1959; and

WHEREAS, This increase will result in the payment by commuters of Marin County, Sonoma County and San Francisco of an extra twenty thousand dollars (\$20,000) for commute tickets in the next fiscal year; and

WHEREAS, Many residents of Marin County, Sonoma County and San Francisco must commute daily to and from San Francisco and such an increase will result in a hardship to such persons who are dependent upon this bridge as a means of transportation to and from their places of employment; and

WHEREAS, At the same meeting at which the increase was voted, the board of directors was given a report that the January revenues of the bridge has risen 6.3 percent above those of January, 1958; and

WHEREAS, The Golden Gate Bridge and Highway District has on hand over seventeen million dollars (\$17,000,000) in reserve funds; and

WHEREAS, In view of the above facts the district should be considering a reduction, rather than an increase, in the price of commute tickets; now, therefore, be it

Resolved by the Senate of the State of California, That the Board of Directors of the Golden Gate Bridge and Highway District be requested to reconsider the action recently taken increasing the price of commute tickets on the Golden Gate Bridge and to consider the possibility, in view of the increased revenues from the bridge and the large reserve funds held by the district, of reducing the price of commute tickets on the bridge; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a copy of this resolution to the Board of Directors of the Golden Gate Bridge and Highway District.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

RESOLUTIONS

The following resolution was offered:

By Senator Teale:

Senate Resolution No. 39

Relative to World War I veterans' pension

WHEREAS, Many thousands of veterans of World War I are in dire circumstances and subjected to the indignity of public charity; now, therefore, be it

Resolved by the Senate of the State of California, That the Congress of the United States is respectfully memorialized to provide for a World War I pension, and that the Senate recommends to the Congress the program approved by the Legislative Committee of the Veterans of World War I of the United States of America; namely, that such a pension be in the amount of one hundred dollars (\$100) a month to those veterans of World War I who have attained the age of 62 years and whose annual income is not greater than two thousand four hundred dollars (\$2,400) without dependents, or three thousand eight hundred dollars (\$3,800) with dependents, excluding social security or other pensions to which the veteran has contributed; and be it further

Resolved, That the Secretary of the Senate is hereby directed to prepare and transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and referred to Committee on Military and Veterans Affairs.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 696: By Senators Burns, Brown, Collier, Regan, Dolwig, Johnson, and Berry—An act to amend Section 5262 of, and to add Sections 5295 and 5296 to, the Business and Professions Code, relating to the regulation of advertising displays.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 697: By Senator Rodda—At the request of the State Water Rights Board—An act making an appropriation for the Water Commission Revolving Fund for the use of the State Water Rights Board in making reimbursable determinations of water rights.

Referred to Committee on Water Resources.

Senate Bill No. 698: By Senator Thompson—An act to amend Section 26909 of the Government Code and Section 9405 of the Public Resources Code, relating to soil conservation.

Referred to Committee on Local Government.

Senate Bill No. 699: By Senators Rodda and Murdy—An act to add Section 70.5 to the Civil Code, and to add Section 27377 to the Government Code, relating to marriages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 700: By Senator Rodda—An act to amend Sections 70, 73, and 79 of the Civil Code, and Section 10350 of the Health and Safety Code, and to add Sections 69.5 and 70.5 to the Civil Code, Section 360.5 to the Penal Code, and Section 27377 to the Government Code, relating to marriages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 701: By Senator Beard (Co-authored by Assemblyman House)—An act to amend Section 70 of the Fish and Game Code, relating to licenses and permits.

Referred to Committee on Fish and Game.

Senate Bill No. 702: By Senator Grunsky—An act to add Section 94.5 to the Penal Code, relating to fees and gratuities for performing marriage.

Referred to Committee on Judiciary.

Senate Bill No. 703: By Senators Short, McAteer, Beard, Rodda, Burns, Farr, Christensen, Cobey, Fisher, Rattigan, Grunsky, and Thompson—An act to add Sections 33201.5, 33730.5, 33748 and 33749 to, to amend Sections 33202, 33231.5, 33502, 33503, 33700, 33701, 33703, 33704, 33731, 33732, 33736, 33745, 33746, 33747, 33850, and 33980 of, and to repeal Section 33280, Articles 4 (commencing at Section 33530) and 5 (commencing at Section 33560) of Chapter 3 of Part 1 of Division 24, and Section 33982 of, the Health and Safety Code, relating to community redevelopment and urban renewal.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 704: By Senators Stiern and Beard (At the request of State Employees' Retirement System)—An act to add Sections 20004.5, 20004.6, 20014.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20750.6, 20988, 20989, 21251.14, 22152, 22153, 22213, and 22550.5, to add Chapter 6.5 (commencing at Section 20780), to Part 3, Division 5, Title 2, of, to amend Sections 22009.1, 22013, and 22210 of, and to repeal Part 3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 705: By Senator Teale—An act to amend Section 305 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 706: By Senator Teale—An act to amend Section 410 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 707: By Senator Teale—An act to add Chapter 11.5 (commencing at Section 26120) to Part 2 of Division 2 of Title 3 of the Government Code, relating to county historical societies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 708: By Senator Teale—An act to amend Sections 61403, 61430, and 61432 of the Government Code, relating to elections in community services district.

Referred to Committee on Local Government.

Senate Bill No. 709: By Senator Teale—An act to add Sections 1280.5 and 2627.5 to the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 710: By Senator Teale—An act to add Chapter 19 (commencing at Section 10500) to Part 2, Division 3, Title 4 of the Government Code, relating to abandoned excavations in cities.

Referred to Committee on Local Government.

Senate Bill No. 711: By Senators Richards, Beard, Collier, Erhart, Suern, Shaw, O'Sullivan, Short, Regan, Rattigan, Miller, Donnelly, and Hollister—An act to amend Sections 2011, 2016, 2160, and 2163 of, and to repeal Sections 2181, 2181.01, 2181.05, 2224, and 2224.1, of the Welfare and Institutions Code and to amend Section 206.7 of the Civil Code, relating to relatives' responsibility requirements with respect to the old age assistance program.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 712: By Senator Regan—An act to amend Sections 2016, 2019, 2020, 2021, 2024, 2025, 2026, 2030, 2032, 2033 and 2034 of, and to add Sections 1991.1, 1991.2 and 2023 to, the Code of Civil Procedure, relating to depositions and discovery.

Referred to Committee on Judiciary.

Senate Bill No. 713: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 5707 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to junior colleges.

Referred to Committee on Education.

Senate Bill No. 714: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 14376 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the employment of retired teachers.

Referred to Committee on Education.

Senate Bill No. 715: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 24001 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to gifts to state colleges.

Referred to Committee on Education.

Senate Bill No. 716: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 17201 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to accounting procedures of school districts.

Referred to Committee on Education.

Senate Bill No. 717: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 3352 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to liability of school districts for bonded indebtedness.

Referred to Committee on Local Government.

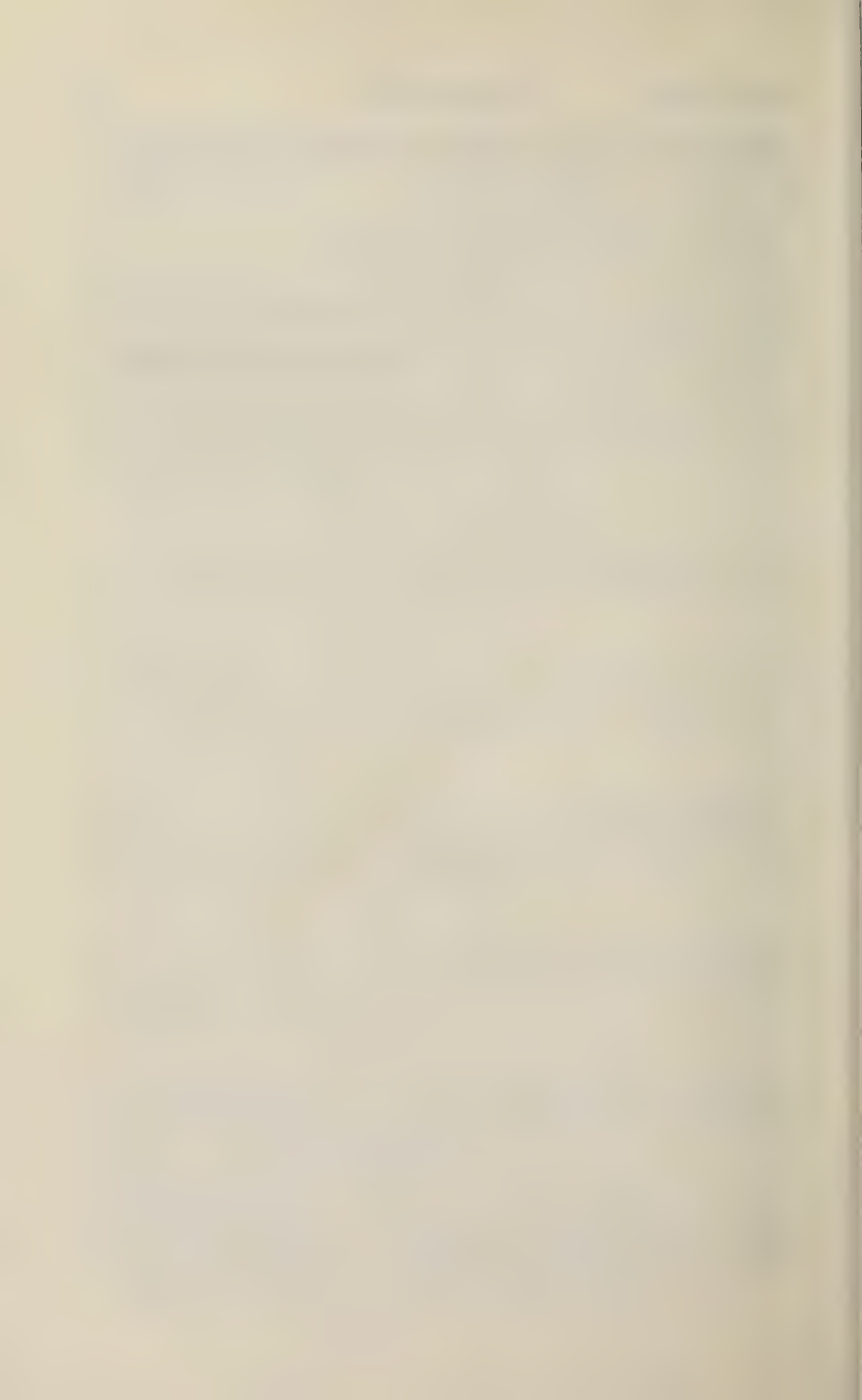
Senate Bill No. 718: By Senators Dilworth, Williams, Donnelly, Murdy, and Montgomery—An act to amend Section 15803 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to loss of school property by fire.

Referred to Committee on Local Government.

ADJOURNMENT

At 3.40 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, February 18, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-SEVENTH LEGISLATIVE DAY

THIRTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, February 18, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Rev. Dr. Hermann Morse, of the United Presbyterian Church, New York City:

Almighty God, who are the ruler of all nations and in whose hands are the issues of life and death, grant Thy favor upon our land. Make us to be Thy people, as Thou art our God. May all that we do be done as in Thy sight and be worthy of Thy blessing. Establish Thou the work of our hands and make righteousness and brotherhood and peace to control our lives, through Jesus Christ our Lord. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Richards, on motion of Senator Rodda, due to legislative business.

Senator Cobey, on motion of Senator Berry, due to legislative business.

Senator Gibson, on motion of Senator Burns, due to personal business.

Senator Brown, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Henry G. Schendel, Jr., and Mrs. Robert Isaacs, Jr., of Davis; Mr. William Bulotti and Mr. Lowell Palmer, of St. Helena.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bill Shaw and Dr. Robert A. Galbraith, of Riverside.

On request of Senators Richards and Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Gibson, President, City Council; Mr. F. L. Sebesta, Board of Public Works; Mr. Lloyd A. Menveg, Board of Harbor Commissioners; Mr. Stephen D. Gavin, Executive Assistant to the Mayor; and Mr. Robert Smith, all of Los Angeles.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. F. Krabell, of Ventura; Mr. Fred H. Elder, of Inglewood; Mr. B. A. Bixler, of Hawthorne; and Mr. and Mrs. Eugene Kennedy, of Ventura.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Herman Dorion, Mr. George Erbele, and Mr. Phillip Whaley, teachers; Mrs. M. M. Abbott, Mrs. Virginia Fagundes, Mrs. Mary Guenther, Mrs. Vernon Linn, Mrs. Clarence Mattox, Mrs. John Porter, and Mrs. Enid Silveira, parents, and the following students from Chatom Union School, Turlock: Aaron Abbott, Terry Adams, Kenneth Allen, Pattie Baxter, Richard Bell, Yvonne Bumgardner, Carolyn Clark, Pauletta Couch, Leslie Creel, Eileen DeBroeck, Joe Fagundes, Theresa Faria, Patricia George, Margie Goulart, Charles Griffin, Nina Guenther, Jo Ann Hall, Mary Hering, Ronny Highfill, Tom Jacobs, Eunice Jahn, Tom Linn, David Machado, Stanley Marchant, Frank Mattis, Linda Mattos, Tony Miranda, Donna Mitchell, Linda Munson, David Murphy, Angela Oliveria, Fred Oliveria, Alex Porter, Jerry Rocha, Janice Santos, Darlene Seudder, Sharon Silveira, Shirley Smalley, Patricia Soares, Mary Sousa, Tony Sousa, and Robert Tucker.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Crawford L. Thompson, principal; Mr. James Sherman, instructor; Mrs. Ellen Bystrom, Mrs. Ray Greenlee, and Mrs. Charles Johnson, parents; and the following students of the Hickman Elementary School, Hickman: Maryellen Bystrom, Cathy Greenlee, Nelson Hatfield, Grace Johnson, Linda LeVake, Gilbert Lindstrom, Jimmy Morgan, Lena Verreras, Russel Curry, Anne Blackmer, La-Juana Cornog, Larry Greenlee, Margaret Hamlow, Danny Harden, Jeanette Hartman, Tommie Howe, Curtis Larson, Cheryle Lawrence, Delilah Long, Patricia Love, Clifford Marcussen, Gail Morrison, Sharon Morrison, Alan Orth, Alan Smith, Barbara Smith, Stanley Smith, Marvin Stehle, Charlene Welch, Francine Van Norman, Jeraldine Leybecker, Jessie Hendrix, Billy Cupit, Sally Fountain, Terry Greenlee, Beverly Jones, Sharon Keeney, John Miller, Raymond Morey, John Orth, Harlan Ussery, Dan Wesley, and Jean Leybecker.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Charles A. Stone, Mrs. Alyce Stone, Miss Jane Stone, Master John Stone, and Miss Penny Allen of Berkeley.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Victor Bacigalupi, Salesian Boy's Club; Richard Blau, San Francisco Boys' Club; Larry Close, Columbia Park Boys' Club, accompanied by Mr. Joseph Minohan, and Mr. Edwin Talbott Thayer of San Francisco; Mrs. Ann Alanson, Democratic State Central Committee, of San Francisco.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. John Pressly, Pastor Westminster Presbyterian Church; Mr. Lee Chambers, Sacramento; and Mr. and Mrs. Alex Koshman and son, Charles, of Pleasant Grove.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Raskam of Burbank.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Smith and Mr. William Shaw of Riverside.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Robert Bowersox of Monterey.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Hauser, Mr. Baldwin, and Mr. Peets, instructors, and the following students of the eighth grade, Lincoln Senior Elementary School, Stockton: Marilyn Bertolli, Janet Braley, Shelley Carroll, Suzanne Cyr, Jackie Horner, Karen Kitto, Diane Kraetsch, Jean Lind, Margot McGurk, Ruth Manning, Judy Patton, Louise Remy, Janice Solina, Karen Wolf, Laurie Wood, Marcia D. Keeler, Laura L. Arthur, Larry Anderson, Brooke Atherton, James Bruns, John Chinchio, John Davis, Jon DeLong, Gilbert Engel, David Grilli, Billy Howell, Richard Hughes, Peter Kohn, Paul Mazzilli, Doug Sherfey, Craig Stein, Robert Thalhamer, William Warner, Erika Allert, Yvonne Dee Carroll, Joyce Curnow, Sheila Ann Shepard, Carole Schwager, Patsy Vettters, David Barrow, Michael Hansen, Richard Heinz, John Holand, Robert Johnson, Michael McHugh, Gary Ostensen, Dick Parsons, Lewis Remy, Lance Rieber, Gehren Stubbs, John Swing, Joe Williamson, Leeland Wright, Dick Vandever, Diana Allen, Barbara Bonnett, Judy Dixon, Barbara Emerick, Judith Kopping, Carol Luchini, Sherry McCormack, Nancy Pinkham, Barbara Relfe, Yvonne Smith, Flavia Sykes, Sherry Taft, Susan Wood, Dennis Cox, Jimmy Cade, Frank Fields, Charles Gillis, Fred Graves, Gary Hawkins, Richard Kern, Gary Landeen, Jon Morell, Ian MacInnis, Larry McFarland, Michael McNeilly, Joseph Rocheleau, Ronnie Schofield, Gary Ulman, John Webb, Roger Spohn, Andrea Aahl, Margaret Beam, Rosalin Bills, Melanie Brunson, Diane Cooper, Madeline Dean, Dianne Declusin, Linda DuFrene, Cathy Erigero, Kathryn Higgins, Sharon Hust, Janet Marletto, Cosette Mello, Diane

Moberg, Georganna O'Sullivan, Lois Reid, Sue Robertson, Ellen Salter, Susan Scott, Betty Sweet, Michael Conway, Jeffrey Fowell, Thomas Graham, Lyle Garcia, Michael Guthrie, Bill Haldane, James Harney, Jimmy LaBarber, Mark McElyea, Richard Midthum, Teuvo Piela, Michael Whitman, Andrew Hegedus, Daniel Rodriguez, Clarona Boss, Laurel Crecelius, Margaret Dwyer, Jacqueline Hamilton, Christy Jensen, Connie Jones, Sandra Keene, Ruth Knapel, DeAnn Miller, Antoinette Peretti, Glynda Ragland, Linda Richmond, Linda Schroebel, Lynn Schroeder, Susan Smith, Judith Steinberg, Carol Thalhamer, Roberta Uherek, Linda Villaron, Susan Wilson, Robert Allen, Thomas Dederer, Dustin Fosgate, James Frerichs, Craig Harrison, Blake LeBaron, Myron D. Mille, Duane Quaini, John Williams, George Gyenes, Raymond Reynolds, Patrick Riddle, Sharon Beckwith, Kathleen Cherniss, Gale Gardner, Helen Gianelli, Kay Glover, Sally Greene, Caroline Knisely, Melinda Mixer, Shirley Pratt, Carol Stanford, Donna Swagerty, Jane Swendsen, Sandy Trapp, Sherry Trapp, Lynn Trull, Barbara Wright, Tom Archibald, Adam Dauphinee, David Flenner, Bennie Fryer, Bruce Gallaher, Dan Hogan, Mike McKim, James Mitchell, Peter Pace, Robert Park, James Robertson, and Daniel Van DeWark.

RECESS

At 3.08 p.m., on motion of Senator Collier, the Senate recessed for the purpose of introducing some distinguished guests.

APPOINTMENT OF COMMITTEE ON ESCORT

The President appointed Senators Collier, McCarthy, Donnelly, and Hollister as a Special Committee to escort Mr. Philip Wilkie, Rushville, Indiana; Dr. Alfred T. Hill, Washington, D. C.; Mr. Robert J. Cox, Los Angeles; Mr. John Z. Martin, Upland; and Dr. Roger J. Voskuyl, Santa Barbara, to the rostrum.

Senator Collier introduced Mr. Wilkie to the Senate.

Mr. Wilkie, in addressing the Senate, stated he is touring the United States on behalf of the small private colleges and pointed out the need for funds for these colleges in order that they may continue as they are taking some of the burden off the state colleges.

REASSEMBLED

At 3.15 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 16

Senate Concurrent Resolution No. 17

Senate Concurrent Resolution No. 18

Senate Concurrent Resolution No. 19

Senate Concurrent Resolution No. 21

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, February 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 7

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 7—An act to repeal Section 60, and to amend Section 69, of the Civil Code, relating to miscegenation.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 38

Assembly Concurrent Resolution No. 64

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 38—Relative to making October 31st of each year Youth Honor Day.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 64—Relative to congratulating Carroll W. Parcher.

Resolution ordered placed on third reading file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 29

Assembly Bill No. 48

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 29—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 48—An act to amend Sections 73562 and 73563 of the Government Code, relating to the salaries for clerks in the municipal court district embracing the Cities of Carmel and Monterey.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 22

Senate Bill No. 16

Senate Bill No. 94

Senate Bill No. 23

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 9

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 93

Senate Bill No. 303

Senate Bill No. 95

Senate Concurrent Resolution No. 30

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, February 18, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 88

Senate Bill No. 89

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 349

Senator Farr moved that Senate Bill No. 349 be withdrawn from Committee on Insurance and Financial Institutions, and re-referred to Committee on Judiciary.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 719: By Senator Montgomery (At the request of Department of Justice)—An act to amend Section 5500.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 720: By Senator Montgomery (At the request of Department of Justice)—An act to add Section 4752.5 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 721: By Senator Montgomery (At the request of Department of Justice)—An act to add Section 4752 to the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 722: By Senator Montgomery (At the request of Department of Justice)—An act to amend Sections 4751 and 4753 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 723: By Senator Holmdahl—An act to add Section 1420.5 to the Labor Code, relating to fair employment practices.

Referred to Committee on Rules.

Senate Bill No. 724: By Senator Rodda—An act to amend Sections 8951 and 8955 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to education of mentally retarded children.

Referred to Committee on Education.

Senate Bill No. 725: By Senator Rodda—An act to amend Sections 4715 and 4725 of the Health and Safety Code, relating to the formation and consolidation of county sanitation districts.

Referred to Committee on Local Government.

Senate Bill No. 726: By Senator Rodda—An act to amend Section 255 of the Revenue and Taxation Code, relating to the time within which affidavits of exemption shall be filed.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 727: By Senator Rodda—An act to add Section 23014 to the Government Code, relating to the establishment of county revolving funds to finance district improvements.

Referred to Committee on Local Government.

Senate Bill No. 728: By Senator Grunsky—An act to add Section 11689 to the Health and Safety Code, relating to evidence in criminal actions and proceedings involving narcotic laws.

Referred to Committee on Judiciary.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Concurrent Resolution No. 29—Relative to an alternate truck route through the City of Eureka.

Resolution read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 2, of the printed measure, strike out "1960", and insert "1961".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 53—An act to amend Section 525.1 of the Vehicle Code and Section 21654 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving in the right-hand lane.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 13, of the printed bill, after "shall", insert ", as the authority in charge of the highway finds desirable,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 28—An act to amend Section 705.3 of the Vehicle Code, relating to logging trucks.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, after "Vehicle Code", insert ", and to amend Section 35552 of the Vehicle Code as proposed by Assembly Bill No. 5."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 22, insert

"SEC. 2. Section 35552 of the Vehicle Code as proposed by Assembly Bill No. 5 is amended to read:

35552. Trucks and vehicle combinations transporting loads composed solely of logs shall be deemed in compliance with subdivision (a) of Section 35551 if the allowed load in pounds on the group of axles permitted by that subdivision does not exceed by more than 2,500 pounds the amounts respectively stated in such subdivision, and if the vehicle or combination is in full compliance with subdivision (b) of Section 35551 or any provision made applicable to the vehicle or combination in lieu of subdivision (b).

Vehicles or vehicle combinations transporting logs solely and loaded in excess of the provisions of this section shall be deemed in violation of subdivision (a) of Section 35551.

This section shall have no application to highways which are a part of the National System of Interstate and Defense Highways (as referred to in subdivision (a) of Section 108 of the Federal-aid Highway Act of 1956).

The provisions of this Section shall be operative only until the nine-first day after final adjournment of the [1959] 1961 Regular Session of the Legislature.

SEC. 3. Section 2 of this act becomes operative only if the Vehicle Code as proposed by Assembly Bill No. 5 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said code takes effect, at which time Section 705.3 of the Vehicle Code adopted in 1935 is repealed."

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Transportation.

Senate Bill No. 77—An act to add Section 701.5 to the Vehicle Code, relating to trailers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 701.5 to the Vehicle Code", and insert "amend Section 701 of, and add Section 759.5 to, the Vehicle Code, and to amend Section 21711 of, and to add Section 41104 to, the Vehicle Code as proposed by Assembly Bill No. 5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 5, inclusive, and insert

"SECTION 1. Section 701 of the Vehicle Code is amended to read:

701. Trailers and Towed Vehicles. (a) When one vehicle is towing another, the drawbar or other connection shall not exceed 15 feet.

(b) The upper and lower halves of every fifth wheel connecting device on any semitrailer and truck-tractor or auxiliary dolly, respectively, shall be securely affixed to such vehicles to prevent shifting of such device on the vehicle to which it is attached.

(c) Locking means shall be provided in every fifth wheel mechanism, including adaptors when used, so that the upper and lower halves may not be separated without the operation of a positive manual release. Automatic locking devices on fifth wheels designed and constructed to be readily separable shall be required on any motor vehicle first required to be registered in this State after January 1, 1954.

(d) Every drawbar and trailer hitch or coupling used as a means of attaching the towed and towing units shall be properly and securely mounted and be structurally adequate for the weight drawn. The mounting of the trailer hitch on the towing motor vehicle shall include sufficient reinforcement or bracing of the frame to provide sufficient strength and rigidity to prevent undue distortion of the frame.

(e) Every towed vehicle shall be coupled to the towing vehicle by means of a safety chain, chains, cables or equivalent devices in addition to the regular trailer hitch or coupling. This requirement shall not apply to a semitrailer having a connecting device composed of a fifth wheel and kingpin assembly, nor to a pole or pipe dolly. No more slack shall be left in safety chains, cables, or equivalent device than shall be necessary to permit proper turning and the safety chains, cables or equivalent device shall be so connected to the towed and towing vehicle and to the drawbar to prevent the drawbar from dropping to the ground if the drawbar fails and shall be of sufficient strength to control the trailer in event of failure of the regular trailer hitch or coupling.

(f) The foregoing provisions of this section shall not apply to vehicles of a kind specified in Section 39.7 of this code or to the drawbar or other connection between a motor vehicle and a pole or pipe dolly or to any lawful trailer used as a pole or pipe dolly.

(g) No person shall operate a train of vehicles when any trailer, semitrailer or other vehicle being towed whips or swerves from side to side [dangerously or unreasonably] or fails to follow substantially in the path of the towing vehicle.

Sec. 2. Section 759.5 is added to the Vehicle Code, to read:

759.5. In any case, involving an accident or otherwise, where any rear component of a train of vehicles fails to follow substantially in the path of the towing vehicle while moving upon a highway, the vehicle shall be presumed to have been operated in violation of Section 701.

Sec. 3. Section 21711 of the Vehicle Code, as proposed by Assembly Bill No. 5, is amended to read:

21711. No person shall operate a train of vehicles when any vehicle being towed whips or swerves from side to side [dangerously or unreasonably] or fails to follow substantially in the path of the towing vehicle.

Sec. 4. Section 41104 is added to the Vehicle Code, as proposed by Assembly Bill No. 5, to read:

41104. In any case, involving an accident or otherwise, where any rear component of a train of vehicles fails to follow substantially in the path of the towing vehicle while moving upon a highway, the vehicle shall be presumed to have been operated in violation of Section 21711.

SEC. 5. Sections 3 and 4 of this act shall become operative only if the Vehicle Code as proposed by Assembly Bill No. 5 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said code takes effect, at which time Sections 704 and 759.5 of the Vehicle Code enacted in 1935 are repealed."

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Transportation.

President pro Tempore of the Senate Presiding

At 3.28 p.m. Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 9—An act to add Section 6865 to the Vehicle Code and to repeal Section 16275.5 of the Education Code, relating to the painting of buses formerly used as school buses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Ehlert, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—32.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 16—An act to amend Section 61755 of the Government Code, relating to community services districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Ehlert, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 22—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Ehlert, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
 NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Ehlert, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senator Grunsky Presiding

At 3.40 p.m., Senator Donald L. Grunsky of the Twenty-third Senatorial District, presiding.

Senate Bill No. 23 An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 303—An act to amend the heading of Chapter 6 (commencing at Section 22801), Division 11, and to add Article 1.5 (commencing at Section 22811), to Chapter 6, Division 11, of the Education Code, and to amend the heading of Chapter 6 (commencing at Section 28001), Division 20, and to add Article 1.5 (commencing at Section 28021) to Chapter 6, Division 20, of the Education Code as proposed by Senate Bill No. 2, relating to libraries, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 93—An act to add Section 2193 to the Agricultural Code, relating to marketing programs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 95—An act to amend Sections 796.1, 796.6, and 828.83 of the Agricultural Code, relating to citrus fruit.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 94—An act to amend Section 130017 of the Agricultural Code relating to marketing orders.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 30—Relative to the improvement of the Redwood Highway.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 52—Relative to the placement of mission bells along El Camino Real.

Resolution read, and presented by Senator Fisher.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Stiern, Thompson, and Williams—30.

NOES—None.

Resolution ordered transmitted to the Assembly.

WITHDRAWAL AND RE-REFERENCE OF SENATE CONCURRENT RESOLUTION NO. 20

Senator Farr moved that Senate Concurrent Resolution No. 20 be withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Judiciary.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 353

Senator Farr moved that Senate Bill No. 353 be withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Judiciary.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator McAteer:

Senate Resolution No. 40

Relative to congratulating Victor Bacigalupi, Richard Blau, Larry Close, and commending Julian P. Hargrove

WHEREAS, It has come to the attention of the Legislature that the San Francisco Boys of the Year have been selected by Columbia Park Boys' Club, Salesian Boy's Club and San Francisco Boys' Club for the Annual Boys' Clubs of America, Boy of the Year Awards; and

WHEREAS, Victor Bacigalupi, age 15 and a sophomore at Sacred Heart High School, was selected by the Salesian Boy's Club; and

WHEREAS, Richard Blau, age 15 and a junior at Washington High School, was selected by the San Francisco Boys' Club; and

WHEREAS, Larry Close, age 17 and a senior at Lowell High School, was selected by the Columbia Park Boys' Club; and

WHEREAS, These young men have been given the Boys' Club of America Good Citizenship Award on the basis of their contributions to their home, school, church, community and club and their potential as future leaders in society; and

WHEREAS, These young men were honored by the Pacific Telephone and Telegraph Company with that company's Youth Citizenship Award being presented to Victor Bacigalupi and other recognition being given to Richard Blau and Larry Close; and

WHEREAS, The Legislature has also learned that Julian P. Hargrove is retiring as executive director of Columbia Park Boys' Club after 15 years of active service to San Francisco youth from all sections of the city and after 45 years of continuous service to the youth of the Nation; and

WHEREAS, Mr. Hargrove is looked upon as being one of the outstanding executives in the Boys' Clubs of America field; and

WHEREAS, Mr. Hargrove is the kind of man who can proudly be called a friend of the boys and his stalwart faith in America's youth has never been shaken; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate of the State of California does hereby congratulate Victor Bacigalupi, Richard Blau, and Larry Close on the awards given them; and be it further

Resolved, That the Senate of the State of California does hereby commend Julian P. Hargrove for his meritorious contributions to the youth of the Nation and San Francisco; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit suitably prepared copies of this resolution to Victor Bacigalupi, Richard Blau, Larry Close, Julian P. Hargrove, Salesian Boy's Club, San Francisco Boys' Club, Columbia Park Boys' Club, and the Pacific Telephone and Telegraph Company.

Resolution read, and unanimously adopted on motion of Senator McAteer.

By Senator McAteer:

Senate Resolution No. 41

Relating to the commendation of William Trueman

WHEREAS, Mr. William Trueman, line assigner, Plant Department, District No. 4, Pacific Telephone and Telegraph Company, performed an outstanding feat of heroism on June 22, 1958, by rescuing an eight-year-old boy from drowning in the Pacific Ocean; and

WHEREAS, William Trueman, 28 years of age, is married and the father of four children, and lives in San Francisco; and

WHEREAS, Mr. Trueman and his family were enjoying a picnic at the Sharp Park Beach on Sunday, June 22, 1958, at which time he noticed that a small boy had been knocked down by the breakers and was being carried out to sea and, without thinking of the danger to his own life he immediately raced down the beach and dove into the breakers; and

WHEREAS, Mr. Trueman successfully rescued the boy and after bringing him to shore was swept out to sea once again by the dangerous and vicious undertow; and

WHEREAS, When Mr. Trueman finally reached the beach, exhibiting a true spirit of modesty, he did not even concern himself with obtaining the name of the boy or the name of the boy's parents; and

WHEREAS, Mr. Trueman has been selected for a Theodore N. Vail Memorial Fund award in recognition of an outstanding act in an emergency, reflecting a responsibility for service to the public; and

WILLIAMS. Mr. Trueman will receive his Theodore N. Vail award on March 6, 1959, at a dinner attended by numerous civic leaders and telephone company officers; now, therefore, be it

Resolved by the Senate of the State of California. That Mr. William Trueman has exhibited outstanding characteristics of bravery, heroism, public responsibility, and concern for his fellowmen; and be it further

Resolved. That this body commends Mr. William Trueman for his outstanding act of rescuing a helpless boy caught in dangerous water; and be it further

Resolved. That the Secretary of the Senate is directed to prepare a suitable copy of this resolution to be sent to Mr. William Trueman of San Francisco.

Resolution read, and unanimously adopted on motion of Senator McAteer.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 729: By Senators Dolwig, McCarthy, and Thompson—An act to amend Section 30608 of the Streets and Highways Code, relating to toll crossings of San Francisco Bay.

Referred to Committee on Transportation.

Senate Bill No. 730: By Senator McAteer. At the request of Department of Justice—An act to amend Section 393 of the Military and Veterans Code, relating to defense of criminal charges against members of the National Guard.

Referred to Committee on Judiciary.

Senate Bill No. 731: By Senator Short—An act to repeal Section 6 of Chapter 9 of the 1958 Regular Session, relating to transportation fees.

Referred to Committee on Public Utilities.

Senate Bill No. 732: By Senators Thompson, Erhart, Hollister, and Short—An act to add Chapter 5.1 (commencing at Section 2500) to Division 2 of the Business and Professions Code, relating to the certification of psychiatric technicians.

Referred to Committee on Business and Professions.

Senate Bill No. 733: By Senators Thompson and Erhart—An act to amend Section 9575.6 of the Business and Professions Code, relating to the State Board of Dry Cleaners, and making an appropriation, to take effect immediately.

Referred to Committee on Business and Professions.

Senate Bill No. 734: By Senator Farr—An act to amend Section 108 of the Civil Code, relating to divorce on the ground of incurable insanity.

Referred to Committee on Judiciary.

Senate Bill No. 735: By Senators McCarthy and McAteer (At the request of Department of Public Works)—An act to add Section 30610 to the Streets and Highways Code, relating to the San Francisco-Oakland Bay Bridge.

Referred to Committee on Transportation.

Senate Bill No. 736: By Senators McBride, Teale, Johnson, and Thompson (Co-authors Assemblywoman Donahoe and Assemblymen Bee, Holmes, and Elliott)—An act to add Article 5.5 (commencing at Section 13480) to Chapter 2 of Division 10 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to leaves of absence for specialized training for certified employees of school districts, and making an appropriation.

Referred to Committee on Education.

Senate Bill No. 737: By Senators McBride, Teale, Johnson, and Thompson (Co-authors Assemblywoman Donahoe and Assemblymen Bee, Holmes, and Elliott)—An act to amend Section 250 of the Health and Safety Code, relating to physically handicapped children.

Referred to Committee on Education.

Senate Bill No. 738: By Senators McBride, Teale, Johnson, and Thompson (Co-authors Assemblywoman Donahoe and Assemblymen Bee, Holmes, and Elliott)—An act to add Section 18062 to the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to allowances for transportation of physically handicapped minor pupils to special classes.

Referred to Committee on Education.

Senate Bill No. 739: By Senators McBride, Teale, Johnson, and Thompson (Co-authors Assemblywoman Donahoe and Assemblymen Bee, Elliott, and Holmes)—An act to establish a pilot project for the extension of crippled children services to children suffering from epilepsy, and making an appropriation therefor.

Referred to Committee on Education.

Senate Bill No. 740: By Senators McBride, Teale, Johnson, and Thompson (Co-authors Assemblywoman Donahoe and Assemblymen Bee, Holmes, and Elliott)—An act to add Chapter 10.5 (commencing at Section 6960) to Division 6 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to day-care centers for mentally retarded and physically handicapped children.

Referred to Committee on Education.

Senate Bill No. 741: By Senators Slattery, Thompson, Johnson, Rodda, and Berry—An act to add Section 804.2 to the Agricultural Code, relating to shipment of pears outside the State.

Referred to Committee on Agriculture.

Senate Bill No. 742: By Senator Miller—An act to amend Sections 937, 938, 939, 943, 987, 1231, 1301, 1302, 1303, 1407, 1485, 1487, 3258, and 3259, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school elections.

Referred to Committee on Elections.

Senate Bill No. 743: By Senator Miller—An act to add Article 8 (commencing at Section 54240) to Chapter 5, Part 1, Division 2, Title 5

of the Government Code, relating to capital improvements of local agencies.

Referred to Committee on Local Government.

ADJOURNMENT

At 4.05 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m. Thursday, February 19, 1958.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-EIGHTH LEGISLATIVE DAY

THIRTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, February 19, 1959

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gonsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murray, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stern, Teane, Thompson, and Williams—37.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by the Reverend Father Parthenios Kirmitsis, of the Greek Orthodox Church, Sacramento:

Almighty God, Master and Saviour, bless, sanctify, guard and fortify the members of this body, who have bowed their heads unto Thee. Help them in their offices, and as they meet here in legislative session. Give to them good health for the physical strains of their office, good judgment for the decisions they must take, wisdom beyond their own and clear understanding for the problems under their consideration. Be always with them in this place, in all things, great or small, so that "small things become great and great things become possible." Direct their lives according to Thy Commandments; sanctify their souls; purify their bodies; set aright their minds and cleanse their thoughts. May this minute of prayer find each of us in his own way, reaching out for Thy help and guidance. By the grace and mercy of Jesus Christ, Our Lord. AMEN.

Senator McCarthy Presiding

At 3.14 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Gibson, on motion of Senator Byrne, due to personal business.

Senator Brown, on motion of Senator Thompson, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mary West and Phyllis Sapp, of Sunnyvale.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Meyer, of Mill Valley; and Congressman Hubert Suddler, of Sebastopol.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. P. J. Michelbacher, of New York.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lilburn Kirkpatrick, Mr. George Mitchell, Mr. Clyde Dugger, Mr. Lloyd Hamilton, and Mr. Earle Wreiden, members of the Board of Supervisors, Lake County; and Mr. Don Emersen, Forest Lake.

On request of Senators Slattery and Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ruben Lopez, of Woodland.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Jack Nuckles, of Bloomington.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Joseph Kukulian, Mrs. Miles Kresge, Mrs. Frank West, Mrs. Howard Schachman, and Mrs. Dean Furman, Members of the League of Women Voters, Richmond.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. George Swendiman, of Redding; Mr. and Mrs. J. O. Foley, and Mrs. Ernest Trimney, of Grand Forks, N. D.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wayland Petty, superintendent, Mr. David Wallace, Mr. Morris Schneider, Miss Edna Coates, and Mr. Loren Barber, instructors, and the following students from the P. A. Walsh Intermediate School, Morgan Hill: Carol Alberti, Peter Belletto, Carol Brock, Jacklyn Days, Donna Diepen, James Ducoty, Barbara Flaherty, Phyllis Flores, Jack Fullington, Howard Hatakeyama, Ann Hornall, Charles Hudson, William Hurst, Irene Kawaguchi, Richard Leonard, Roy Littleton, Andy Mariani, Ellen Marken, Maureen Mullins, Sandra Nesler, Patricia O'Connell, Barbara Patchen, Susan Popma, Judy Reffsoe, Robert Richert, Helen Shiota, Kenneth Scheidegger, Doris Smith, Larry Sparling, Joan Telfer, Patricia Thomas, Sharon Thomas, Bruce Tichinin, Barbara Wallace, David Armijo, Wanda Atchley, Danny Anderson, Randall Barbaglia, Rita Begley, Frances Bridges, Darlene Bremer, Thomas Contreras, Betty Escobar, Jeannie Escobar, Carl Gibson, Rosemary Graziano, Victoria Gosé, Jerry Hall, John Hardin,

Bert Hazelaar, Eddie Jiminez, Ronnie Lawson, Sam Morris, Gary Nishihara, John Payne, Fred Roster, Jesse Sanchez, Danny Sawyer, Mary Lou Schilling, John Smith, Janet Smith, Teresa Smith, Louise Stockam, Beverly Supnet, Arthur Thorne, Wayne Tominaga, Floyce Wittfoth, Nellie Aguilar, Cheryl Ashton, John Bothwell, Patsy Brock, David Daniel, Elizabeth Ferguson, Lee Geraty, Ruth Heinze, Roy Getz, Robert Hubble, Darell Hughes, Constance Jelly, Eugene Jud, Irene Macias, Rafael Macias, Rosie Martinez, Maggie Marquez, Daniel Morris, Ray Murietta, Joie Noto, Brenda Northcott, Denis Nelson, Robert Porter, Robert Rivas, Beverly Shockley, Calvin Smith, Michael Tomlinson, Pearl Torres, Wallace Wood, James York, Sharon Anthony, Evangelina Correa, James DeCamara, Sam Fountain, Joel Guitierrez, Dolores Hicks, Doris Hicks, Robert Holland, Leroy Jackson, Betty Lou Keith, Paul Molicia, Grabiell Molina, Ken Moore, Jackelen Oxford, Jimmie Oxford, Johnny Perez, Anita Robertson, Danny Robledo, Irene Robledo, Josie Soto, Maria Veloz, and Kenneth Yamaga.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Mel Brown, instructor, Mrs. Bouska, Mrs. Boles, and Mrs. Scheimer, parents, and the following students of the Arbuckle Elementary School: Bonnie Aulgur, Sharyn Boles, Martha Rankin, Shirley Tyler, Mary Young, Paul Bertrand, Allen Bouska, Don Buckingham, Floyd Fuller, Marvin Fuller, Ronald Holt, David Howe, Jefferey Jones, John Leonard, Jim Morrison, Mike Scheimer, David Woofter, and George Smith.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Stanley Lance, of Santa Rosa.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ray Marsh, of San Carlos; and Mrs. Carl Britschgi, of Redwood City.

On request of Senators Berry and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gordon Van Vleck, California Cattlemen's Association, Sloughhouse.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Donald Christeson, of Santa Ana.

REQUEST FOR UNANIMOUS CONSENT

Senator Cobey asked for, and was granted, unanimous consent to have the following memorial resolution by the California Law Revision Commission, relative to the death of Senator Jess R. Dorsey, printed in the Journal:

WHEREAS, The Honorable Jess R. Dorsey, Member of the Senate of the California Legislature from the 34th Senatorial District and former member of the California Law Revision Commission, died on September 27, 1958; and

WHEREAS, Senator Dorsey was appointed as the first Senate member of the Law Revision Commission and served in that capacity for over three years; and

WHEREAS, Senator Dorsey's counsel was invaluable in the organization of the commission and in planning and carrying forward its work during its formative years; and

WHEREAS, Drawing upon his long experience as a member of the Bar and the California Legislature, Senator Dorsey contributed significantly to the analysis of problems under consideration by the commission and to the formulation of legislative

measures to eliminate antiquated and inequitable rules of law and to bring the law of California into harmony with modern conditions; and

WHEREAS, Senator Dorsey was at all times a stimulating and engaging member of the Law Revision Commission, who won not only the high regard but the warm affection of its members;

Now, therefore, The California Law Revision Commission hereby records its sadness at Senator Dorsey's passing, its appreciation for his service as a member of the commission, and its tribute to his long and distinguished career in the public service of the people of the State of California.

THOMAS E. STANTON, JR.
JOHN D. BARRAGE
JAMES A. COREY
CLARK L. BRADLEY
ROY A. GUSTAFSON

BERT W. LEVIT
CHARLES H. MATTHEWS
STANFORD C. SHAW
SAMUEL D. THURMAN
RALPH N. KLEPS

JOHN R. McDONOUGH, JR.

Duly adopted November 7th, 1958.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF CORRECTIONS
SACRAMENTO, February 19, 1959

The Honorable Glenn M. Anderson
President of the Senate
State Capitol, Sacramento, California

DEAR MR. ANDERSON: For the past year the Board of Corrections, pursuant to Section 6027 of the Penal Code, has again been giving the problem of the narcotic traffic careful study. In January of 1959 a report on *Narcotics and Hypnotics* was made to the Legislature with several recommendations which were subsequently adopted.

Since that date the continued growth of the problem is evidence that alternative methods of control must be considered. This report presents facts hitherto not known concerning offenders in state custody. In addition, the recent recommendations of the Committee on Narcotics, endorsed by the Board of Corrections, February 13, 1959, are included for your consideration.

It is recognized that interim committees of the Legislature have held numerous hearings and that this is a complex problem with diverse viewpoints. The Board of Corrections objective has been to secure and analyze facts which are presented with some recommendations for your consideration.

Respectfully submitted,

RICHARD A. MCGEE
Chairman, Board of Corrections

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 13, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

DONALD P. LOCKE, a resident of Rolling Hills; an executive of Star-Kist Foods, Inc., of San Pedro; a naval officer during World War II, he served on a mission named to advise on the fishery potential for Japan in 1949, the State Department delegation for the North Pacific Fishery Convention in 1951 and on several other governmental missions on fishing;

Member, Small Craft Harbors Commission, vice self, interim appointee, for the term prescribed by law, ending January 15, 1961.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 76

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 76—Relative to congratulating the Westside Jewish Community Center.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 76, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 76

Assembly Concurrent Resolution No. 76—Relative to congratulating the Westside Jewish Community Center.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Skattery, Stiern, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 91

Assembly Bill No. 149

Assembly Bill No. 436

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 91—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Referred to Committee on Rules.

Assembly Bill No. 149—An act to amend Section 252 of the Vehicle Code, and to add Section 12518 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the operation of motor vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 436—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof to take effect immediately.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 16—Approving certain amendments to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on November 4, 1958;

Senate Concurrent Resolution No. 17—Approving a certain amendment to the charter of the City of San Diego, a municipal corporation in the County of San Diego, State of California, voted for and ratified by the qualified electors of said city at the special municipal election held therein on the third day of June, 1958;

Senate Concurrent Resolution No. 18—Approving an amendment to the charter of the County of San Bernardino, State of California, ratified by the qualified electors of said county at an election held therein on the third day of June, 1958;

Senate Concurrent Resolution No. 19—Approving an amendment to the charter of the County of San Bernardino, State of California, ratified by the qualified electors of said county at an election held therein on the fourth day of November, 1958;

Senate Concurrent Resolution No. 21—Relative to trip of Nautilus under the North Pole;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the nineteenth day of February, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, February 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 53

Senate Concurrent Resolution No. 29

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Public Health and Safety

SENATE CHAMBER, February 19, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 117

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

Committee membership 7; committee vote: Ayes 7.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Finance.

Chief Assistant Secretary Lachlan M. Richards at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 744: By Senator Johnson (At the request of Department of Alcoholic Beverage Control)—An act to amend Sections 23320, 23328, 23329, and to repeal Sections 23324, 23326, 23333, and 23956 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 745: By Senator Regan—An act to amend Section 1714 of the Civil Code and Section 625 of the Code of Civil Procedure relating to comparative negligence.

Referred to Committee on Judiciary.

Senate Bill No. 746: By Senator Regan—An act to add Section 70045.4 to the Government Code, relating to superior court reporters of Trinity County.

Referred to Committee on Local Government.

Senate Bill No. 747: By Senator Holmdahl—An act to amend Section 1 of Chapter 657 of the Statutes of 1911, relating to tidelands and submerged lands in the City of Oakland, County of Alameda.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 748: By Senator Holmdahl—An act to amend Section 12 of the Alameda County Flood Control and Water Conservation District Act, relating to the levy and collection of taxes and assessments.

Referred to Committee on Local Government.

Senate Bill No. 749: By Senators Thompson and Erhart—An act to amend Sections 9095 and 9125 of the Public Resources Code, relating to soil conservation.

Referred to Committee on Local Government.

Senate Bill No. 750: By Senators Dilworth, Arnold, Berry, Burns, Brown, Byrne, Christensen, Collier, Donnelly, Dolwig, Coombs, Erhart, Farr, Fisher, Gibson, Grunsky, Miller, Murdy, Hollister, McCarthy, Holmdahl, McBride, McAteer, Montgomery, Beard, O'Sullivan, Rattigan, Richards, Rodda, Regan, Short, Slattery, Thompson, Stiern, Williams, and Teale—An act to add Sections 13837, 13838, 14256, 14257, 14258, 14259, and 14260 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the providing of survivor allowances in the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 751: By Senators Dilworth, Murdy, Montgomery, and Williams—An act to add Section 5706.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to junior colleges.

Referred to Committee on Education.

Senate Bill No. 752: By Senators McCarthy and Dilworth—An act to add Section 1423 to the Health and Safety Code, relating to hospital construction plans and specifications.

Referred to Committee on Public Health and Safety.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 88—An act to amend Section 7193 of the Education Code, and Section 17417 of the Education Code as proposed by Senate Bill No. 2, relating to school apportionments.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 89—An act to amend Section 16277 of the Education Code, and Section 16853 of the Education Code as proposed by Senate Bill No. 2, relating to school buses.

Bill read second time, ordered engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Concurrent Resolution No. 29—Relative to an alternate truck route through the City of Eureka.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slatery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senator Beard Presiding

At 3.28 p.m., Senator John William Beard, of the Thirty-ninth Senatorial District, presiding.

Senate Bill No. 53—An act to amend Section 525.1 of the Vehicle Code and Section 21654 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving in the right-hand lane.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 64—Relative to congratulating Carroll W. Parcher.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slatery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 753: By Senator McCarthy—An act to add Sections 12707.6 and 12707.7 to the Business and Professions Code, relating to public weighmasters.

Referred to Committee on Business and Professions.

Senate Bill No. 754: By Senator Farr—An act to add Section 730.05a to the Civil Code, relating to the inclusion in the Uniform Principal and Income Law of provisions concerning the distribution of net probate income.

Referred to Committee on Judiciary.

Senate Bill No. 755: By Senators Thompson and Erhart—An act to amend Sections 9308 and 9309 of the Public Resources Code, relating to soil conservation.

Referred to Committee on Local Government.

Senate Bill No. 756: By Senators Thompson and Erhart—An act to add Section 9020.1 to, and Chapter 5.1 (commencing at Section 9520) to Division 9 of the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Local Government.

Senate Bill No. 757: By Senator Shaw—An act to add Section 16864 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to fire extinguishers carried on school buses.

Referred to Committee on Transportation.

Senate Bill No. 758: By Senator Shaw—An act to amend Sections 3858, 3860, 3861 and 3862 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 759: By Senator Grunsky—An act to amend Section 200 of the Code of Civil Procedure, relating to persons exempt from liability to act as jurors.

Referred to Committee on Judiciary.

Senate Bill No. 760: By Senator Fisher—An act to add Section 50022.9 to the Government Code, relating to the adoption of ordinances by cities.

Referred to Committee on Local Government.

Senate Bill No. 761: By Senator Fisher—An act to amend Section 24051 of the Government Code, relating to inventories of county property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 762: By Senator Fisher—An act to add Section 957.5 to the Streets and Highways Code, relating to the abandonment of streets and highways.

Referred to Committee on Transportation.

Senate Bill No. 763: By Senator Fisher—An act to add Section 31116 to the Government Code, relating to county civil service systems.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 764: By Senator Fisher—An act to amend Sections 31470.6 and 31558.5 of the Government Code, relating to the retirement of county employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 765: By Senator Fisher—An act to add Section 52543 to the Government Code, relating to county government.

Referred to Committee on Local Government.

Senate Bill No. 766: By Senator Fisher—An act to add Section 5254.5 to the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Transportation.

Senate Bill No. 767: By Senator Fisher—An act to repeal Article 8 (commencing at Section 25520), Chapter 5, Part 2, Division 2, Title 3, of the Government Code, relating to the sale and leasing of county real property.

Referred to Committee on Local Government.

Senate Bill No. 768: By Senator Fisher—An act to repeal Section 25082 of the Government Code, relating to meetings of county boards of supervisors.

Referred to Committee on Local Government.

Senate Bill No. 769: By Senators Teale, Regan, Farr, and Collier—An act to amend Section 8205 of the Government Code, relating to notary public.

Referred to Committee on Judiciary.

ADJOURNMENT

At 3.43 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10.30 a.m. Friday, February 20, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

TWENTY-NINTH LEGISLATIVE DAY

THIRTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, February 20, 1959

The Senate met at 10.30 a.m.

Hon. John F. McCarthy, Vice Chairman of the Committee on Rules,
presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Burnes, Byrne, Christensen, Cobey, Collier, Coombes, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmehahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams 34.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Rev. George Y. Nishikawa, Pastor of Pioneer Methodist Church, Sacramento:

Almighty God, Preserver and Sustainer of all life, we pause to remember that the source of life is destined from Thy care. Help us to do that which has been entrusted to us. Make us to work in ways of keeping peace and liberty for all. Make us to be fearful of uncontrolled forces of the world which impinge upon mankind. Make us to match our efforts in united hope. Be gracious with our shortcomings and inadequate planning. Guard the ideals of life with infinite goodness. Sustain those forces which are worthy in Thy sight. In that power which binds all hearts, we pray. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Gibson, on motion of Senator Burnes, due to personal business.

Senator Brown, on motion of Senator Burnes, due to legislative business.

Senator McAteer, on motion of Senator Burnes, due to legislative business.

Senator Teale, on motion of Senator Farr, due to legislative business.

Senator Fisher, on motion of Senator Beard, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Buntin and Mrs. Flora Olsson, instructors, and the following students of the John Marshall Junior High School, Stockton: Charles Baker, Lily Beltran, Georgeanne Benson, Anita Billington, Willie Breckenridge, Marina Cabaldi, Essie Daniels, Gene Daniels, Danny Davis, Shirley Fowler, Mary Fujino, Marlene Ghiglieri, Ricardo Gonzales, Steve Gotanda, Opal Gulley, Margaret Hallford, Jerry Hawley, Deanne Hisaka, Tetsu Hojo, Kay Holden, Rod Izquierdo, Teresa Jaquez, Harry Jue, Vickie Jacobo, Jim Ko, Ken Kobayashi, Louie Lee, David Loo, Lawrence Louie, Barbara Maritch, Mary Martinez, Charlotte McGowan, Wayne Nakawatase, Carolyn Ng, Idell Powell, Louise Rohdenburg, Judy Ross, Larry Swift, Ann Tateyama, Nori Ueda, Shoji Wada, Julie White, Judy Yabamoto, Nori Yabamoto, Grace Ybarra, Shirley Adams, Marvin Basallo, Nancy Duke, Janice Jensen, John Loundagin, Teresa Macias, Micko Masai, Linda Padayhag, Libby Sangalang, Ronald Sugimoto, Sandra Wong, Kim Yoshikawa, Creighton Yip, Annette Gonzales, and Bob Miles.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. J. W. Murphy and son J. Michael Murphy, of Marin.

On request of Senators McCarthy and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Thomas Welch, of San Francisco.

COMMUNICATIONS

The following communication was received and read, and on motion of Senator Burns, ordered printed in the Journal:

DIocese of Sacramento, THE CHANCERY
1119 K STREET, SACRAMENTO 8, CALIFORNIA
February 10, 1959

Hon. Hugh Burns

*President pro Tempore, California State Senate
State Capitol, Sacramento, California*

HONORABLE AND DEAR SENATOR BURNS: To invoke the Divine aid on officers of our state and local governments and upon the members of the legal profession, there was held in Sacramento last year the traditional Red Mass. The attendance and comments of all concerned were so satisfactory that we have reason to believe that we have laid the foundation of a noble tradition.

This year we will have the Red Mass at the Cathedral of the Blessed Sacrament, Sacramento, at 4 p.m., on Thursday, April 16th. It will be followed by a banquet at 6:30 p.m., at a local hotel. Invitations to both Mass and banquet will be sent to the individual members of the State Legislature at a later date.

May we kindly request an adjournment of the Senate and of committee meetings on the afternoon of April 16th in order that the members of the Legislature may have an opportunity to attend these functions.

Thanking you in anticipation of your kind co-operation in this matter, I remain,

Yours sincerely,

MOST REVEREND JOSEPH T. MCGUCKEN
Bishop of Sacramento

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 45
Assembly Bill No. 179
Assembly Bill No. 191
Assembly Bill No. 273

Assembly Bill No. 282
Assembly Bill No. 283
Assembly Bill No. 351

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 45—An act to add Section 10659 to, and amend Section 10840 of, the Fish and Game Code, relating to sea otters.

Referred to Committee on Fish and Game.

Assembly Bill No. 179—An act to amend Section 7111 of the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 191—An act to amend Sections 1370 and 1376 of the Harbors and Navigation Code, relating to pilotage in the Port of San Diego.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 273—An act to amend Section 633 of the Vehicle Code, and Section 24404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to spotlamps on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 282—An act to amend Section 22842 of, and to repeal Sections 22844 and 22845 of, the Water Code, relating to irrigation districts containing 500,000 acres or more.

Referred to Committee on Local Government.

Assembly Bill No. 283—An act to amend Section 823 of the Penal Code, relating to bail of person arrested on warrant of another county.

Referred to Committee on Judiciary.

Assembly Bill No. 351—An act to amend Sections 7302, 7310, 7311, 7312, 7320, 7330, 7331, 7332, 7334, 7362.1, 7370, 7372, 7373, 7376, 7380, 7382, 7383, 7393, 7394, 7400, 7412, 7420, 7431, 7436, and 7442 of the Business and Professions Code, relating to cosmetology.

Referred to Committee on Business and Professions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 65
Assembly Concurrent Resolution No. 67
Assembly Concurrent Resolution No. 68

Assembly Concurrent Resolution No. 69
Assembly Concurrent Resolution No. 70

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 65—Relative to salmon marking.
Referred to Committee on Fish and Game.

Assembly Concurrent Resolution No. 67—Relative to congratulating Mr. Paul Ames.

Request for Unanimous Consent

Senator Dilworth asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 67, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 67

Assembly Concurrent Resolution No. 67—Relative to congratulating Mr. Paul Ames.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 68—Relative to congratulating Judge Delbert E. Wong.

Request for Unanimous Consent

Senator Stiern asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 68, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 68

Assembly Concurrent Resolution No. 68—Relative to congratulating Judge Delbert E. Wong.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 69—Relative to the retirement of Carrol Monroe Speers.

Request for Unanimous Consent

Senator Dolwig asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 69, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 69

Assembly Concurrent Resolution No. 69—Relative to the retirement of Carrol Monroe Speers.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 70—Relative to the death of J. Frank Barrett.

Request for Unanimous Consent

Senator Dolwig asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 70, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 70

Assembly Concurrent Resolution No. 70—Relative to the death of J. Frank Barrett.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, February 20, 1959

MR. PRESIDENT: The Committee on Rules has appointed Senator John W. Holmdahl as chairman of a committee of 10 Senators, whom he is to select, to represent the Senate at the ninety-first anniversary of the founding of the University of California and the inauguration of the new chancellor, Glenn T. Seaborg, on the Berkeley campus, March 20, 1959.

BURNS, Chairman

SENATE CHAMBER, February 20, 1959

MR. PRESIDENT: The Committee on Rules has appointed members to serve on interim committees to fill existing vacancies, as follows:

Senate Special Committee on Governmental Administration—Senator Stanley Arnold.

Senate Interim Committee on Interstate Co-operation—Senator John F. McCarthy and Senator George Miller, Jr.

BURNS, Chairman

SENATE CHAMBER, February 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 88

Senate Bill No. 89

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Military and Veterans Affairs

SENATE CHAMBER, February 19, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Assembly Joint Resolution No. 13

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

FARR, Chairman

Above reported resolution ordered to third reading.

Committee on Water Resources

SENATE CHAMBER, February 20, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 66

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, February 20, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 36

Assembly Concurrent Resolution No. 56

Senate Concurrent Resolution No. 31

Assembly Concurrent Resolution No. 57

Assembly Concurrent Resolution No. 38

Has had the same under consideration and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, February 20, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Assembly Concurrent Resolution No. 42

Assembly Concurrent Resolution No. 49

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolutions ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, February 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 67

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 67

Senator Grunsky moved that Senate Bill No. 67 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 67—An act to amend Section 823 of the Agricultural Code, relating to apple containers.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 822 and".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 822 of the Agricultural Code is amended to read:

822. All containers of apples shall bear upon them in plain sight and in plain letters on one outside end: The name of the person who first authorized the packing of the apples or the name under which such packer is engaged in business, together with a sufficiently explicit address to permit ready location of such packer; name of variety of the apples contained therein, if known, and when not known the words "unknown variety"; the grade of such apples; the minimum net weight of the apples contained therein, or the cubical contents of the package, and in the case of wrapped packed apples the numerical count. A variation of five apples, more or less, than the number stated, shall be allowed *except that when apples are placed in molded forms the exact count shall be marked on the container.* Containers of apples which are place-packed shall be required to show only the name and address of the person who first packed or authorized the packing of the apples, and the designation of grade. Open containers of apples which are not packed shall be required to show only the name and address of the person who first packed or authorized the packing of the apples, and the designation of grade.

In lieu of the standard grade markings required by this section any container of apples may be marked with the name of the equivalent grade established for such apples in the United States standards for apples promulgated by the United States Department of Agriculture and approved by the director.

Sec. 2. Section 823 of said code is".

Amendment No. 3

One page 1, strike out lines 10 through 13.

Amendment No. 4

On page 2, between lines 8 and 9, insert

"Apples which are not well packed or place-packed may be in a standard fiber-board apple box of the following dimensions: depth inside 10½ inches; width inside 11½ inches; length inside 18 inches, with a tolerance of one-fourth inch in all dimensions."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 770: By Senator Grunsky—An act to amend Sections 10161, 10163, 10164, 10165, and 10489.2 and to add Section 10163.5 to the Insurance Code, relating to insurance mortality tables.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 771: By Senator Byrne—An act to amend Section 5127 of the Agricultural Code, relating to California Beef Council fees.

Referred to Committee on Agriculture.

Senate Bill No. 772: By Senator Shaw—An act to amend Section 69844 of, and add Sections 71614.5, and 72050.5 to, the Government Code, relating to the duty of the clerk of the superior court to keep records of the court.

Referred to Committee on Judiciary.

ADJOURNMENT

At 10.57 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, February 24, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTIETH LEGISLATIVE DAY
THIRTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, February 24, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

We are grateful, our Father, for this "blessed land of room enough": Room enough for all peoples who live here; room enough for freedom, freedom for the ideas we like and the ideas we dislike; freedom to worship, or not to worship, as we choose. Help us to understand that this heritage cannot be preserved without continuous effort; that every generation must earn it anew. AMEN.

PLEDGE OF ALLEGIANCE

Senator Donnelly led the Senate in pledging allegiance to the Flag.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Tex Rose, of Los Angeles; Mr. Leslie Baird and son, Duncan Baird, of Pasadena.

On request of Senators McAteer and McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. Father William J. Monihan, Librarian of the University of San Francisco, San Francisco.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Nancy Becker, of Valley of the Moon.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Reg. Renfree, Department of Recreation, City of Sacramento; Mr. John Bidwell, Mr. Richard Poppe, Myrtle Noble, Enid Kee, and Pauline Funk, all of Sacramento; and the following members of the Blue Birds of the Mariemont School, Sacramento: Michael Baker, Theresa Guzzo, Lorna McClearie, Kathy Meyer, Virginia Parks, Susan Pearce, Sally Ondrejka, and Marcia Wilson.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following wives of foreign students, University of California at Davis: Mrs. Oriana Ponzini (Chile), Mrs. Arshalous George (Iraq), Mrs. Catharina de Stigter (Netherlands), Mrs. Graciela Fernandez-Baca (Peru), Mrs. Zohreh Jalai (Iran), Mrs. Zeida Meynhardt (Union of South Africa), Mrs. Norma Vasquez (Chile), Mrs. Florencia Valdes-Fabres (Chile), Mrs. Peggy Campbell (Canada), Mrs. Veihmeyer (Davis), Mrs. Tinley (Davis), Mrs. Conrad (Davis), Mrs. Clemente (Davis), Mrs. Elizabeth Bourne (Australia), Mrs. Barbara Parsons (England), Mrs. Edy Solanche (Brazil), Mrs. Italia Dutra (Spain), Mrs. Bernard Ambrose (Davis), Mrs. Magnar Ronning (Davis), and Mr. Jalai.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Keys Union Elementary School, Keys: Marvel Edwards, Douglas Davis, Bobby Stover, Gary Douthitt, Billy Tate, Jeriel Blaylock, Gary Butler, Donald Crabtree, Benny Crawford, Kenneth Edwards, Troy Fox, Lawrence Graham, Jesse Graves, Codian Hamm, Leland Harlon, Glenn Jones, Joseph Lapes, Richard Michael, J. C. Mitchell, Eugene Redwine, James Ritter, Bobby Terry, Luis Vasquez, Melvin Walker, David Webb, Patricia Blevins, Alice Butler, Darlene Chatterton, Barbara Dillon, Fernandina Paria, Barbara Irving, Glenda Jones, Esther Martinez, Peggy Morris, Sue Osborn, Teresa Reyes, Connie Silva, Jo Ellen Whitmire, Barbara Woodward, Nola Britt, Eldon Brackett, James Dixon, Denton Hudson, Norman Popejoy, Cynthia Shotwell, Jackie Stover, Richard Taylor, Robert Taylor, Don Tennyson, Leon Tennyson, Eugene Utz, Jessie Hendricks, Karen Schaber, and Evelyn Tennyson.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Maxwell Elementary School, Maxwell: Carole Aroza, Joel Armison, John Bradley, Tom Carvahlo, Hazel Clements, Phyllis Dennis, Philip Hartman, David Huffmaster, Susan Ingram, Leslie Kaun, Eddie Landrus, Roy Leach, Gregory Mayer, Patricia Morton, Russel Pearson, Joe Perry, Sandra Schurr, Frank Shumin, Eddie Smith, Horace Sailsbery, James Turnridge, and Marc Williamson.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the River Park Kiwanis Club, Sacramento: Mrs. Merle Ousley, Mrs. Noldi, Mrs. Norman Herrick, Mr. James Moak, Mrs. Lee

Denerman, Mrs. Jack Gibson, Mrs. Ella Bagwell, and Mrs. Austin Bond.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Mason Bailey of Madera.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Fiscus of Rio Vista.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles O. Keene and Mr. Thomas Keene of Lakeport.

COMMUNICATIONS

The following communication was received and read and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
SACRAMENTO, February 9, 1959

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK: I have the honor to transmit herewith for the information of the California State Senate Bulletin No. 62 of the Department of Water Resources entitled "Recommended Water Well Construction and Sealing Standards, Mendocino County." This report has been prepared under authority of Section 231 of the Water Code. The investigation was conducted and report prepared by the Division of Resources Planning of the Department of Water Resources.

This report is the first of a series of reports designed to formulate and recommend areal standards of water well construction and sealing in order to adequately protect the waters of the State from quality impairment caused by improperly constructed, defective, or abandoned wells. The recommended standards presented are based on physical conditions and current well construction practices found in Mendocino County.

While there are at present no statewide laws in California setting forth standards for well construction and sealing, the Legislature recognized the need for such standards in the enactment of Chapter 1552, Statutes of 1949, by directing the Department of Water Resources to formulate minimum standards of well construction and procedures for the abandonment of wells. This report is designed to assist those who may undertake to formulate legislation or regulations for control of well construction and sealing practices in Mendocino County.

Very truly yours,

HARVEY O. BANKS, Director

Enc.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 79

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 79—Relative to amending the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 92
Assembly Bill No. 134
Assembly Bill No. 135
Assembly Bill No. 168
Assembly Bill No. 177
Assembly Bill No. 209

Assembly Bill No. 231
Assembly Bill No. 281
Assembly Bill No. 284
Assembly Bill No. 350
Assembly Bill No. 118

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 92—An act to add Article 6 (comprising Sections 11660 to 11663, inclusive) to Chapter 2, Division 14 of the Elections Code, relating to interference with initiative, referendum, and recall.

Referred to Committee on Elections.

Assembly Bill No. 134—An act to amend Sections 26721, 26722, 26725, 26738 and 26743 of the Government Code, relating to the fees of sheriffs and marshals.

Referred to Committee on Judiciary.

Assembly Bill No. 135—An act to add Section 26736 to the Government Code, relating to the fees of sheriffs, marshals and constables.

Referred to Committee on Judiciary.

Assembly Bill No. 168—An act to amend Section 352 of the Code of Civil Procedure, relating to the statute of limitations.

Referred to Committee on Judiciary.

Assembly Bill No. 177—An act to amend Section 7108 of the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 209—An act to add Section 55529 to and amend Sections 55522 and 55523 of the Water Code, relating to county water-works district bonds.

Referred to Committee on Local Government.

Assembly Bill No. 231—An act to amend Section 630 of the Probate Code, relating to summary probate proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 281—An act to add Section 70054.5 to the Government Code, relating to fees of official reporters.

Referred to Committee on Judiciary.

Assembly Bill No. 284—An act to amend Section 117p of the Code of Civil Procedure, relating to action in small claims courts.

Referred to Committee on Judiciary.

Assembly Bill No. 350—An act to amend Section 6800 of the Elections Code, relating to electronic and electromechanical tabulation of ballots.

Referred to Committee on Elections.

Assembly Bill No. 118—An act to add Section 2501 to, to amend Sections 2793, 2893, 2894, 2896 and 2899 of, and to repeal Sections 2674, 2742, 2794 and 2795 of, the Elections Code, relating to partisan candidates.

Referred to Committee on Elections.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 341

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 341—An act to add Section 851.5 to the Penal Code, relating to telephone calls by arrested persons.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 31

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Natural Resources

SENATE CHAMBER, February 20, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 52

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 20, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Concurrent Resolution No. 33

Assembly Joint Resolution No. 10

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BERRY, Chairman

Above reported resolutions ordered to third reading.

Committee on Transportation

SENATE CHAMBER, February 24, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 28

Senate Bill No. 77

Senate Bill No. 64

Senate Bill No. 140

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 24, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 63

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, February 24, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 104

Senate Bill No. 131

Assembly Bill No. 11

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 24, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 132

Senate Bill No. 213

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, February 24, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 218

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, February 24, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Joint Resolution No. 3

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

ERHART, Chairman

Above reported resolution ordered to second reading.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, February 16, 1959; Tuesday, February 17, 1959; Wednesday, February 18, 1959;

Thursday, February 19, 1959; and Friday, February 20, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 66—An act to amend Sections 9, 10, and 19b of Chapter 158 of the Statutes of 1885, relating to drainage districts.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 42—Relative to amending the Joint Rules of the Senate and Assembly.

Resolution read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed measure, line 9, following "provision", insert "and the limitation contained in Section 2(a) of Article IV of the Constitution".

Amendment No. 2

On page 1, strike out line 11, and insert
"(a) A written request for such dispensation entitled "Request to Consider and Act on Bill Within 30 Calendar Days"".

Amendment No. 3

On page 1, lines 13 and 14, strike out "a copy of such notice", and in line 15 strike out "The notice shall be printed in the Journal of that house."

Amendment No. 4

On page 1, strike out line 16 and in line 17 strike out "notice, the", and insert "(b) The".

Amendment No. 5

On page 1, line 20, strike out "its", and insert "the bill's".

Amendment No. 6

On page 1, line 22, strike out "on or after the fifth", strike out lines 23 and 24, and insert "may offer a resolution, without further reference thereof to committee, authorizing hearing and action upon the bill before the 30 calendar days have elapsed. The adoption of".

Amendment No. 7

On page 2, line 1, strike out "motion dispensing with this provision", and insert "resolution".

Amendment No. 8

On page 2, line 3, strike out "motion", and insert "resolution".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Concurrent Resolution No. 49—Relative to amending the Joint Rules of the Senate and Assembly.

Resolution read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed measure, strike out line 17, and in line 18, strike out "notice, the", and insert "(b) The".

Amendment No. 2

On page 1, line 22, strike out "or after", strike out lines 23 to 25, inclusive, and insert "may offer a resolution, without further reference thereof to committee, granting permission to introduce the bill. The adoption of the resolution".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 88—An act to amend Section 7193 of the Education Code, and Section 17417 of the Education Code as proposed by Senate Bill No. 2, relating to school apportionments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 36

Relative to the Pacific Festival Days

WHEREAS, The City and County of San Francisco, in co-operation with a distinguished group of civic leaders and organizations under the chairmanship of Mr. Robert B. Murray, Jr., executive vice president of Pan American World Airways, sponsored during the week of September 11, 1958, an event known as "Pacific Festival Days"; and

WHEREAS, The purpose of this event was to foster mutual understanding and cordial relations between those peoples whose shores are washed by the Pacific Ocean, and to focus attention on the growth and development of this particular area of the world; and

WHEREAS, This event was so successful and was of such great benefit to all those participating that another such festival has been scheduled by the City and County of San Francisco for the period September 18th through 27th of this year; and

WHEREAS, The Senate of this State desires to take this opportunity of expressing its approval of this worthy project and to encourage all the people of this State to give their full support to this event so that it may be an even greater success this year than it was last year; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of this Senate respectfully request the Honorable Edmund G. Brown to proclaim September 18th to 27th of this year as "Pacific Festival Days"; and be it further

Resolved, That the Secretary of the Senate be directed to transmit a copy of this resolution to the Honorable Edmund G. Brown, Governor of this State, and the Honorable George Christopher, Mayor of the City and County of San Francisco.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—38.

NOES—None.

Senate Concurrent Resolution No. 31—Relative to the commendation of the City of Torrance, California, and the City of Konya, Turkey, for participating as sister cities in President Eisenhower's "People-to-People" Program.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmlister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Joint Resolution No. 13—Relative to equalizing retirement benefits for retired members of the armed forces who retired prior to June 1, 1958.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 38—Relative to making October 31st of each year Youth Honor Day.

Resolution read, and presented by Senator Holmdahl.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 13

Senator Short moved that Senate Bill No. 13 be withdrawn from Committee on Local Government, and re-referred to Committee on Education.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 773: By Senator Gibson—An act to amend Section 5654 of the Business and Professions Code, relating to landscape architecture.

Referred to Committee on Business and Professions.

Senate Bill No. 774: By Senator Richards—An act to amend Section 9102 of the Government Code, relating to legislative offices.

Referred to Committee on Rules.

Senate Bill No. 775: By Senator Thompson—An act to amend Sections 9505, 9512, 9533.5, 9540, 9540.51, 9541, 9542, 9550, and 9580 of, to amend and renumber Section 9505.1 of, and to add Sections 9505.1 and 9546 to, the Business and Professions Code, relating to cleaning, dyeing and pressing.

Referred to Committee on Business and Professions.

Senate Bill No. 776: By Senator McAteer—An act to amend Section 393 of the Military and Veterans Code, relating to privileges and penalties of state militia.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 777: By Senator McAteer—An act to require the sale of certain lands now in the possession and control of the San Francisco Port Authority.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 778: By Senator McAteer—An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence.

Referred to Committee on Judiciary.

Senate Bill No. 779: By Senator Grunsky—An act to add Section 307.1 to the Vehicle Code and Section 13367 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to consent of driver of motor vehicle to submit to test to determine alcoholic content of blood.

Referred to Committee on Transportation.

Senate Bill No. 780: By Senator Shaw—An act making an appropriation for the City Creek Flood Control Project, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 781: By Senator McBride—An act to amend Sections 81 and 82 of the Agricultural Code, relating to fairs.

Referred to Committee on Agriculture.

Senate Bill No. 782: By Senator Farr—An act to amend Section 117r of the Code of Civil Procedure, relating to small claims courts.

Referred to Committee on Judiciary.

Senate Bill No. 783: By Senator Farr—An act to amend Section 8162 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to exemptions from courses in physical education.

Referred to Committee on Local Government.

Senate Bill No. 784: By Senator Farr—An act to amend Section 75081 of the Government Code, relating to the assignment of retired judges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 785: By Senator Farr—An act to amend Section 689b of the Code of Civil Procedure, relating to attachment and execution.

Referred to Committee on Judiciary.

Senate Bill No. 786: By Senator Farr—An act to amend Section 1269b of the Penal Code, relating to the acceptance of bail.

Referred to Committee on Judiciary.

Senate Bill No. 787: By Senator Collier—An act to amend Section 23196 of the Water Code, relating to irrigation districts.

Referred to Committee on Local Government.

Senate Bill No. 788: By Senator Berry—An act making an appropriation to the State Lands Commission for the purpose of clearing stumps, snags, and old pilings from Lake Tahoe.

Referred to Committee on Natural Resources.

Senate Bill No. 789: By Senators Teale, Berry, and Farr—An act to amend Sections 8352, 8357, 8357.5 and 8358 of, and to add Section 8358.5 to, the Revenue and Taxation Code, relating to aircraft fuel taxes and making an appropriation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 790: By Senators McCarthy and Thompson—An act to amend Section 2245.5 of the Business and Professions Code, relating to prechiropractic education of applicants for chiropractist's certificates.

Referred to Committee on Business and Professions.

Senate Bill No. 791: By Senator Coombs—An act to amend Chapter 2254 of the Statutes of 1957, relating to an appropriation for the acquisition of state park lands in Napa County.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 792: By Senators Regan, Rattigan, Farr, Miller, Montgomery, Teale, Richards, McBride, Collier, O'Sullivan, Erhart, Arnold, Stiern, McAtter, Donnelly, Holmdahl, Christensen, Dolwig, Murdy, Gibson, and Thompson—An act to amend Sections 10851, 10852 and the heading of Article 8 (commencing with Section 10851) of Chapter 1 of Division 9, and to add a new Section 10851 and Section 10853 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to hazing.

Referred to Committee on Education.

Senate Bill No. 793: By Senator Miller—An act to amend Section 4365 of the Labor Code, relating to workmen's compensation for disaster service workers.

Referred to Committee on Labor.

Senate Constitutional Amendment No. 9: By Senator Coombs—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending the first paragraph of Section 14 of Article XIII thereof, relating to exemption on account of military service.

Referred to Committee on Military and Veterans Affairs.

Senate Concurrent Resolution No. 34: By Senator Collier—Relative to the issuance of warning citations by the California Highway Patrol.
Referred to Committee on Transportation.

Senate Concurrent Resolution No. 35: By Senator Farr—Relative to the landscaping of the Carmel-Monterey Freeway.

Referred to Committee on Transportation.

Senate Joint Resolution No. 10: By Senator Farr—Relative to granting the Territory of Hawaii statehood in the United States.

Referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT

Senator Burns asked for, and was granted, unanimous consent to have the following communication from the Lieutenant Governor of Nevada, inviting the Members of the Senate to attend a meeting in Hidden Valley, printed in the Journal, and a copy of said communication referred to the Committee on Rules.

STATE OF NEVADA, LIEUTENANT GOVERNOR'S OFFICE
CARSON CITY, February 24, 1959

*To the Honorable President and Members
of the California State Senate*

MY FRIENDS: It is always a privilege and a happy event when I cross the Sierras to enter Nevada's neighboring State. It is even more of a privilege at this particular time.

How much of your fair State should rightfully be under the banner of battle-born Nevada, and how much of Nevada should be under the protection of the Bear Flag is a moot question, one that has recently been before the public, because it seems that in the earliest days of our state governments our legislatures may not have been as prone as are we now to go into all the details, even when they concern such a vast amount of territory as that now in dispute.

However, the Nataqua Territory dispute can be settled, and settled by clubs, if the Members of the California Legislature see fit to accept the invitation I am about to issue to you. This dispute has now reached such proportions that we, in Nevada, think that it could well be settled by clubs.

In behalf of Nevada, and as the Lieutenant Governor of that state and with full accord of the Senate of that state, it is my pleasure at this time to issue this invitation:

The legislators of Nevada and the legislators of California will meet at Hidden Valley in Reno, Nevada, where there is an attractive clubhouse and golf course, and on March 21st, we will then and there decide the issue with clubs—golf clubs.

To the end that there will be no hard feelings, we, of Nevada, will provide the transportation from Sacramento to Reno and return, the lodging while in Nevada, the entertainment and the necessary refreshments for the California Legislators who wish to make the trip, together with their wives. Furthermore, we agree that they shall be returned to Sacramento sound in mind and body.

To the end that neither the Legislature of Nevada nor the Legislature of California may be charged with expending public funds for such a battle of clubs, the cost of the entire trip, together with the entertainment, food and housing for the group, will be paid by Nevada friends.

This invitation is extended to further cement the friendly relations between the great State of California and the great State of Nevada, and to notify all concerned that a feeling of good fellowship exists between the two great states, and to settle once and for all the reason for the Nataqua Territory dispute, which, after all, was a dispute between the citizens of one section of one state and the citizens of one section of another state.

In holding the Nataqua "Powwow," we will write a new chapter in the relationship between two great states and set an example for the world to follow in the friendly settlement of disputes.

Cordially yours,

REX BELL, Lieutenant Governor

MOTION TO ACCEPT INVITATION

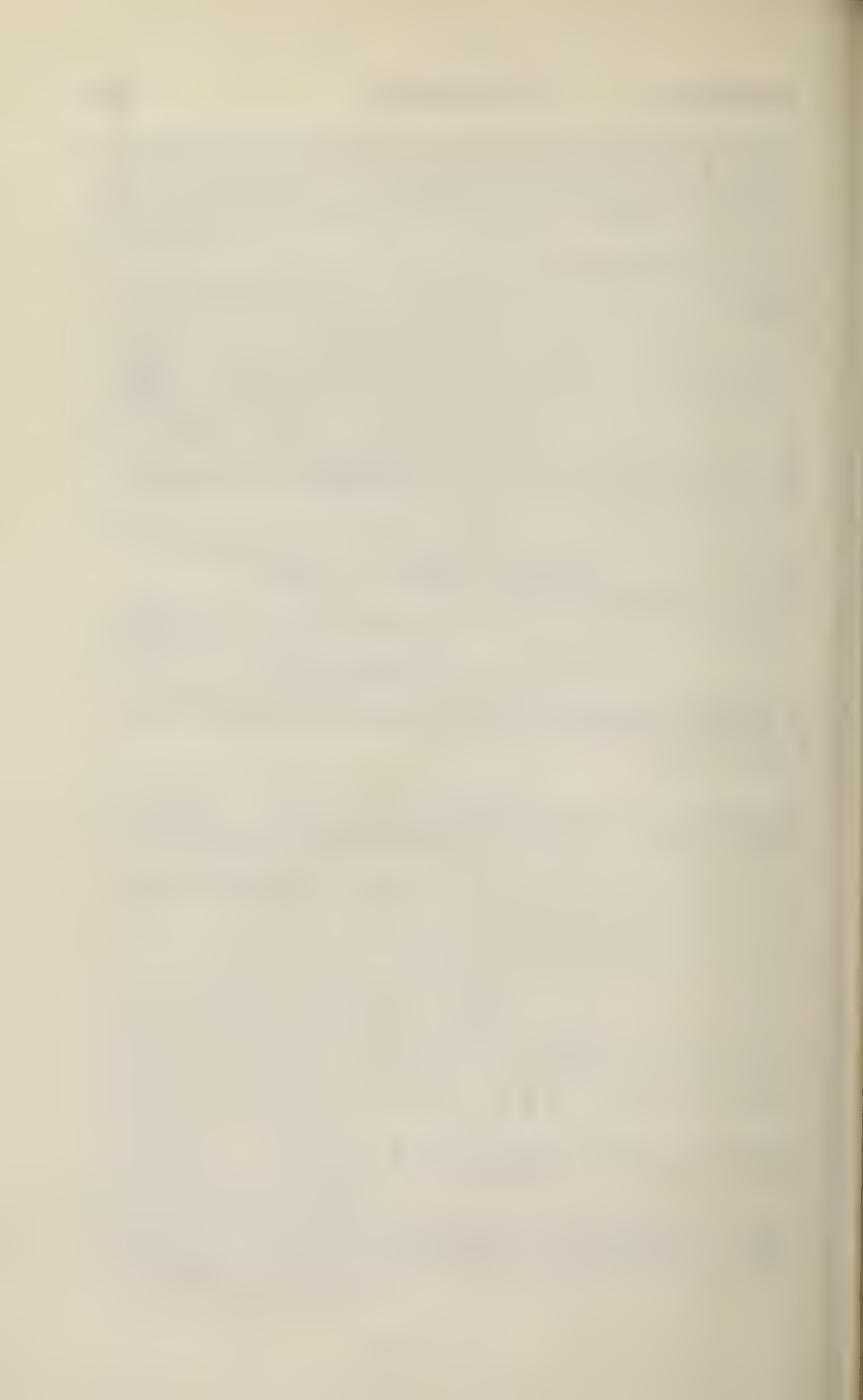
Senator Miller moved that the invitation by the Lieutenant Governor of Nevada be accepted in the same sweet spirit of friendly rivalry as it was extended.

Motion carried.

ADJOURNMENT

At 3.50 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, February 25, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-FIRST LEGISLATIVE DAY

THIRTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, February 25, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beck at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cokey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Helmsahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—45.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. L. E. Metcalf:

Father of all mankind, grant us strength of body and mind with which to meet the requirements of our task. In the busy life of each day let us remember the purpose of our living. May the ideals of truth and justice incarnate in our religious and political faith guide us this day, and every day, as we seek to serve our State, our Nation and our world. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Rattigan, on motion of Senator Regan, due to legislative business.

Senator Murdy, on motion of Senator Byrne, due to legislative business.

Senator Gibson, on motion of Senator Byrne, due to legislative business.

Senator Hollister, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Supervisor Earl Cavanah, of Imperial County.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Bert Betts, of Sacramento; and Mrs. G. K. Williams, of Coronado.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carl W. Muller, of Denair; and Mr. H. W. Van Gelder, of Fresno.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gordon Olsen, of Contra Costa County.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carl Deisenroth, of San Francisco.

On request of Senators McAteer and Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Newsome, of San Francisco.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bill Dalby, of Red Bluff.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Elizabeth K. McFeely, Mrs. Ronnie Davis, Mrs. Mary Templeton, and Mrs. Edith Anderson, of Oakland; Mrs. Margaret Nottage, of Berkeley; Mr. Marshall Hansen and Mr. Richard Hafner, of Hayward; and Dr. Harold Schoenfeld, of Decoto.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Aldora Catrow, Mr. Joseph Horyza, and Mr. August Vicceli, teachers, and the following students of the West Sacramento School: Robert Bloom, Zeta Burns, Darlene Carney, Eileen DeSantis, Forrest Dick, Sharon Direito, Patricia Ferrell, Charles Hall, Virginia Haro, Thomas Holland, Ray D. Hensley, M'Lisse Johnson, James Justice, Judy Lawson, Sam Madrigal, Marjorie Martin, Lawrence Mendoza, Lani Metzger, Monica Mochel, Nancy Nakayama, Frank Pecoraro, Dan Pennington, Annette Rafanan, Nancy Sagadin, Lila Shifflett, Albert Silva, Marilyn Silva, Carl Sinderman, Sam Turner, Edward Vierra, Clydine Wall, Ronald Watson, Shirley Watters, Daniel Galindo, Kathleen Curran, Carl Nelson, Sandra Cowen, Felicia Edadiz, Cynthia Evenson, Helen Gutierrez, Susan Guzman, Sandra Harding, Coralene LeBard, Caroline King, Michelle Lash, Joyce Nash, Jean Nelson, Janice Rach, JoAnn Silva, Ruth Tanner, Sharon Wall, Helen Yerges, Ray Armstrong, Benny Coffey, Robert DeSantis, Rusty Fenner, Manuel Gomez, Timothy Harris, William Holden, Edward Kale, Clinton Kyme, Richard Macias, Robbin Mochel, Jack Myers, Charles Parella, Earl Schoen, Duane Swanson, Rodney Turner, Gregory Virga, Jim Ward, Richard Zarate, Edward Allen, Kim Burnett, Robert Garcia, Jon Genens, George Kammerner, Norman LaFauce, Henry Munoz, Kenneth Vaszary, Mary Dillard, Sandra Fenner, Cherry King, Stella Marquez, Patricia Olmstead, Mintie Ulatan, Ronald Bloom, Jerald Davey, Charles Davis, Robert Dawson, Phillip Glenn, Richard Henderson, Marcia Palmer, Bonnie Pardue, Sharon Risso, Carol Ann Taylor, Colleen Terry, Victoria Yokoyama, and Gregory Taylor.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bob King, Superintendent, Mrs. Ruth Beckley, Mrs. Maggie Calhoun, Mrs. Barbara Donaldson, and Mr. Robert Reynolds, adults, and the following students of the Perris Elementary School, Perris: Allyn Babcock, Bruce Babcock, Mike Beckley, Eileen Beeson, Cathy Bills, Cathy Calhoun, Helen Davenport, Georgina Davis, Pamela Donaldson, Monica Duden, Joseph Dunham, Donald German, Loysann Golding, Iris Growing, Karen Heidanus, Dawn Hendrickson, Patsy Hernandez, Peggy King, Vicki McCann, Peggy Medina, Fred Millar, Jean Mills, Linda Perdue, Dianne Pettit, Julie Rauscher, Eloise Ray, Anna Jean Smith, Barbara Taylor, Linda Thompson, Gail Vandervelde, Mildred Washington, Alan Young, Cheryl Zack, Christy Hook, Tom Zschokke, Georgia Albidrez, Wyneie Gardner, and Donna Pettit.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Millbrae Women's Club, Millbrae: Mmes. J. D. Mack, K. A. Kreis, E. E. Johnson, D. Doyle, A. Taylor, A. J. Crichton, T. W. W. Scott, S. L. Barnett, R. C. Ferrell, H. Moriarty, J. J. Cunningham, H. D. Garrod, E. H. Migge, Ruth Richman, W. E. Patterson, F. Bennett, L. E. Johnson, V. Ridolfini, J. Marraecini, J. P. Sexton, L. Cavagnaro, E. P. DeMatei, O. Zanetti, E. Nightingale, H. W. Brendlen, M. Cozzolino, F. F. Joyner, R. W. Williams, P. Ritzau, J. Frankoni, S. Massolo, J. W. Jenkins, and D. Myers.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the R. O. Hardin Elementary School, Hollister: Geniel Anderson, Cheryl Atwell, Carol Collins, David Cortez, Ken Dassel, Barbara Dryden, Cecile Farve, Richard Fehlman, Stephen Forgy, Stephen Garcia, Eugenia Gaxiola, Cynthia Hatai, Nancy Henry, Donald Hockett, Sally Holt, Stephen Johnson, Susan Leese, Rockie Lothian, Guadalupe Maldonado, Kent Martin, Richard Nishimito, Denise Peterson, Gary Robertson, Ronald Sanders, Louise Sharer, Mickey Solario, Ronald Spiers, Robert Stone, Sharyn Weber, Robert Williams, Judy Wright, William Yergin, Marilyn Yount, Gladys Atkins, Emma Balderamma, Sally Bravo, Robert Coreel, Tillie Cota, Ruben Cruz, David Davis, Gregory Elias, Jesse Garcia, John Gomez, Barbara Jolley, Frances Lopez, Lydia Lopez, Victor Lujan, Esther Mendolla, Doyle Moses, Terry Nelson, Robert Paterson, Dale Roberts, Lloyd Robinson, Joe Rodriguez, Robert Sanders, Lillian Schoenberner, Ronald Villarreal, Mary Garcia, Chris Hernandez, Arnold Marquez, Petra Martinez, Angelo Ortiz, Ramon Pedregon, Rudy Rodriguez, David Alvarez, Judy Bennett, Dennis Blakeway, Robert Bowden, Dolores Casas, Cheryl Contival, Mary Cota, William Damm, Linda Davis, John Elliott, Sara Elliott, Linda Fine, Mike Ghione, Sharon Glaze, Barbara Gould, Jack Graham, Jennie Guiterrez, Ken Harbaugh, Cynthia Harlan, Paul Hegg, Frances Hocking, Marsha Johnson, Barbara Jolley, Ralph Lico, Matthew Masente, Linda McCulley, Francine Medeiros, Wyman Meigs, Peter Otteson, Mark Porteur, John Prater, Patricia Riddell, Barbara Thorning, Susan Towle, William Ware, Carol Wharton, Sue Black, John Casarez, and Benny Gonzales.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Monterey Peninsula Business and Professional Women, Monterey: Minnie Coyle, Phyllis Howard, Angie Frontera, Gertie Ernst, Dixie Russell, Florence Viell, Vivian Claus, Millie Krejcer, Sue Russo, Sarah Robbins, Myfanwy Lloyd, Talma Wolfe, Kitty Ragsdale, Gladys Dean, Claudia Ratsch, Rosella Schlitt, Delphine Loudon, Laura Hardy, Reatha Kulsear, Thelda Christian, Mae Sweeney, Evelyn March, Diane Sloan, Selina Dana, Bonnie Gartshore, Dee Thornberg, Wilma Raymond, and Dennis Rowedder, Monterey Peninsula Herald photographer.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. D. L. Michels, Jr., and the following students of the Port Costa School, Port Costa: Thomas Fowler, Charles Surges, Jean Carr, Lovina Miller, Rosemary Palacio, and Judith Sparks.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF AGRICULTURE
SACRAMENTO, February 24, 1959

Hon. J. A. Beek,
Secretary of the Senate
State Capitol, Sacramento 14, California

DEAR MR. BEEK: Pursuant to the provisions of Section 30.6 of the Agricultural Code, I am pleased to transmit to you a report on "Artificial Insemination of Animals," for the years 1957 and 1958.

Very sincerely yours,

W. C. JACOBSEN, Director

Enc.

Report ordered filed with the Secretary of the Senate.

LETTER OF TRANSMITTAL

JOINT LEGISLATIVE COMMITTEE ON AGRICULTURAL AND
LIVESTOCK PROBLEMS, CALIFORNIA LEGISLATURE
SACRAMENTO, February 24, 1959

To the President of the Senate,

The Speaker of the Assembly,
and other Members of the Senate and Assembly

The Joint Legislative Interim Committee on Agricultural and Livestock Problems, initially created by Senate Concurrent Resolution No. 51 (Res. Ch. 141) Regular Session of 1945, reconstituted at succeeding regular sessions and presently functioning pursuant to the provisions of Senate Concurrent Resolution No. 123 (Res. Ch. 338) Regular Session of 1957, submits a report in two parts.

Part A of this report consists of data compiled by the Department of Finance, showing detailed cost figures for farm products produced at the several state institutions conducting agricultural operations. These figures are for Fiscal Year 1957-1958. This summary, as indicated by Mr. Robert L. Harkness, Assistant Director, Department of Finance, was prepared pursuant to a recommendation made by the Joint Legislative Interim Committee on Agricultural and Livestock Problems. The committee, in its July 5, 1956, report to the Director of Finance, had recommended that all institutions at which agricultural activities are carried on resume the practice of providing the members of the Northern and Southern California subcommittees with a complete and up-to-date report showing cost figures for all farm products produced in the various institutions.

Part B of this report outlines, in some detail, committee recommendations relating to capital outlay expenditures in the 1958-1959 State Budget for agricultural structures and facilities at the several state institutions. These recommendations are based on suggestions made by the Northern and Southern California subcommittees. These two subcommittees, in 1958, made on-the-spot inspections of farm operations

at the several institutions and carefully reviewed all of the items which involved an expenditure of capital outlay moneys for agricultural structures and facilities. This is a practice which was initiated by the late Senator George Hatfield and, through the years, has resulted in the savings to California taxpayers of several hundreds of thousands of dollars.

Respectfully submitted,

PAUL L. BYRNE

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF THE REPORT

Senator Byrne moved that 200 copies of the report by the Joint Legislative Committee on Agricultural and Livestock Problems be printed for distribution.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2

Assembly Bill No. 217

Assembly Bill No. 250

Assembly Bill No. 275

Assembly Bill No. 323

Assembly Bill No. 361

Assembly Bill No. 370

Assembly Bill No. 416

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 2—An act to amend Section 2571 of the Education Code and Section 1851 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 217—An act to amend Sections 55101, 55801 and 55966 of the Water Code, relating to county waterworks districts.

Referred to Committee on Local Government.

Assembly Bill No. 250—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 275—An act to amend Section 717.1 of the Code of Civil Procedure, relating to proceedings supplemental to execution.

Referred to Committee on Judiciary.

Assembly Bill No. 323—An act to amend Section 5 of the Fresno Metropolitan Flood Control District Act (Chapter 503, Statutes of 1955), relating to the governing board of the district.

Referred to Committee on Local Government.

Assembly Bill No. 361—An act to amend Section 2d of the Los Angeles County Flood Control Act (Chapter 755, Statutes 1915), relating to the Los Angeles County Flood Control District.

Referred to Committee on Local Government.

Assembly Bill No. 370—An act to repeal Section 25082 of the Government Code, relating to meetings of boards of supervisors.

Referred to Committee on Local Government.

Assembly Bill No. 416—An act to add Section 940 to Article 2, Chapter 4, Part 1, Division 1 of the Unemployment Insurance Code, relating to unemployment and disability compensation insurance, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 5

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of Article II thereof, relating to the right to vote.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 66

Senate Concurrent Resolution No. 33

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 90

Assembly Bill No. 563

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, February 24, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 190

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7; committee vote: Ayes 5; absent 2.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 31	Senate Bill No. 175
Senate Bill No. 134	Senate Bill No. 185
Senate Bill No. 141	Senate Bill No. 188
Senate Bill No. 151	Senate Bill No. 217

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 18

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 226

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 226

Senator Coombs moved that Senate Bill No. 226 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 226—An act to add Chapter 3.9 (commencing with Section 20721), to Division 10, of the Education Code and to add Article 13 (commencing with Section 25301), to Chapter 13, of Division 18, of the Education Code as proposed by Senate Bill No. 2, relating to state colleges, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Coombs moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, after "in", strike out "Solano and Napa Counties", and insert "either Solano or Napa Counties, or in both of said counties,".

Amendment No. 2

On page 1, line 21, after "in", strike out "Solano and Napa Counties", and insert "either Solano or Napa Counties, or in both of said counties,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT. The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 30

Senate Bill No. 69

Senate Bill No. 60

Senate Bill No. 70

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 30

Senator McCarthy moved that Senate Bill No. 30 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 30 An act to add Section 690.235 to the Code of Civil Procedure, relating to exemptions from attachment and execution.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "fifteen dollars (\$15).", and insert "forty dollars (\$40)."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 60

Senator Richards moved that Senate Bill No. 60 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 60—An act to add Section 1952.1 to the Code of Civil Procedure, relating to destruction of exhibits and depositions.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, strike out "the action has not been brought to trial", and insert "a memorandum to set the case for trial has not been filed or a motion to set for trial has not been made".

Amendment No. 2

On page 1, line 23, strike out the period, and insert "or where a party to the action or proceeding files a written notice with the court requesting the preservation of any exhibit for a stated time. Such exhibit may be destroyed after such time unless another notice is filed.

No exhibit shall be ordered destroyed or otherwise disposed of pursuant to the provisions of this section until notice of such proposed action has been given to the attorneys for the parties introducing the same."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 69

Senator Regan moved that Senate Bill No. 69 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 69—An act to add Section 1267 to the Code of Civil Procedure, relating to the appointment of arbitration boards in condemnation actions.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill after the period insert "Appraised value as determined by the department on the property shall be made available to the person whose property is being taken."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 70

Senator Regan moved that Senate Bill No. 70 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 70—An act to add Section 1246.3 to the Code of Civil Procedure, relating to eminent domain.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "residence", and insert "dwelling, multiple family dwelling or place of business".

Amendment No. 2

On page 1, line 5, strike out "home", and insert "property".

Amendment No. 3

On page 1, line 10, strike out "residence", and insert "dwelling, multiple family dwelling or place of business".

Amendment No. 4

On page 1, lines 11 and 12, strike out "twenty thousand dollars (\$20,000)", and insert "fifty thousand dollars (\$50,000)".

Amendment No. 5

On page 1, line 16, strike out "residence", and insert "dwelling, multiple family dwelling or place of business".

Amendment No. 6

On page 1, line 18, strike out "residence", and insert "dwelling, multiple family dwelling or place of business".

Amendment No. 7

On page 1, line 19, strike out "residence", and insert "dwelling, multiple family dwelling or place of business".

Amendment No. 8

On page 1, line 17, after the period insert "Appraised value as determined by the department on the property shall be made available to the person whose property is being taken."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 99

Senator Grunsky moved that Senate Bill No. 99 be withdrawn from Committee on Judiciary for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 99—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 9, and insert "on the face of the copy of the summons that is served a notice stating in substance:".

Amendment No. 2

On page 1, line 21, strike out "In the event", and strike out line 22, and insert "When service is against a corporation, partnership, or association, and notice of that fact does not appear on the copy of the summons as required by this section, no default may be taken against such corporation, partnership, or association. When service is made upon the person served as an individual as well as on behalf of the corporation, partnership, or association, and the notice of that fact does not appear on the copy of the summons as required by this section, no default may be taken against such person."

Amendment No. 3

On page 2, strike out lines 1 and 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 274

Senator Grunsky moved that Senate Bill No. 274 be withdrawn from Committee on Revenue and Taxation and re-referred to Committee on Judiciary.

Motion carried.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 100

Senator Collier moved that Senate Bill No. 100 be withdrawn from Committee on Insurance and Financial Institutions for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 100—An act to add Section 1851.5 to the Insurance Code, relating to hospital service plans.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 through 6, and insert "1851.5. Anything in the law to the contrary notwithstanding, on and after December 31, 1959 no insurer operating a hospital service plan or issuing any policy of health, medical or hospital insurance, or any combination thereof, whether on a group or individual basis, shall either establish any rate, or change any rate previously established unless one of the following conditions exists:

(a) The insurer under present law is required to obtain prior approval of rates and rate changes from the Commissioner of Insurance.

(b) The insurer complies with the following requirements:".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 52—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 2 of the printed bill, in line 9, strike out "If the total", and strike out all of lines 10 to 14, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 28—An act to amend Section 705.3 of the Vehicle Code, relating to logging trucks.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 64—An act to amend Section 374b of the Penal Code, relating to the disposal of rocks and dirt on public and private property.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 77—An act to add Section 701.5 to the Vehicle Code, relating to trailers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 140—An act to amend Sections 468.1, 469 and 471.5 of the Vehicle Code, and to amend Sections 21400, 21403 and 21404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to materials used in traffic signs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 63—An act to amend Section 600.5 of the Vehicle Code, relating to disposal of dirt and rocks upon public and private highways.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and to amend Section 23112 of the Vehicle Code as proposed by Assembly Bill No. 5".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 14, insert

"SEC. 2. Section 23112 of the Vehicle Code as proposed by Assembly Bill No. 5 is changed to read:

23112. (a) No person shall throw or deposit upon any highway any glass bottle, glass, nails, tacks, hoops, wire, cans or any other substance likely to injure any person, animal or vehicle upon the highway.

(b) It shall be unlawful to place, deposit or dump, or cause to be placed, deposited or dumped, any garbage, swill, cans, bottles, papers, ashes, refuse, carcass [or] of any dead animal, offal, trash or rubbish or any noisome, nauseous or offensive matter in or upon any public highway or road, including any portion of the right-of-way thereof.

(c) *It shall be unlawful to place, deposit or dump, or cause to be placed, deposited or dumped, any rocks or dirt in or upon any public highway or road, including any portion of the right-of-way thereof, without the consent of the state or local agency having jurisdiction over the highway or road.*

SEC. 3. Section 2 of this act shall become operative only if the Vehicle Code as proposed by Assembly Bill No. 5 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as Assembly Bill No. 5 takes effect; at which time Section 600.5 of the Vehicle Code as amended by Section 1 of this act is repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 104—An act to amend Sections 5001, 5002, 5003, 5009, 5100, and 5102 of, and to amend and renumber Sections 5015, 5016, 5017, 5018, 5018.5, 5019, 5020, 5020.5, 5021, 5022, 5030, 5031, 5032, 5033, 5033.5, 5034, 5050, 5051, 5052, 5053, 5054, 5060, 5061, 5062, 5063, 5063.5, 5064, 5065, 5066, 5080, 5080.5, 5081, 5083, 5090, 5091, 5092, 5093, 5094, 5095, 5096, 5097, 5098, 5104, 5105, 5106, 5107, 5108, 5115, 5116, 5117, 5130, 5131, 5132, and 5133 of, and to add Sections 5031, 5032, 5033, 5034, 5035, 5053, 5054, 5073, 5075, 5076, 5084, and 5088 to, and the titles of Article 2 (commencing at Section 5030), Article 3 (commencing at Section 5050), Article 4 (commencing at Section 5070), Article 5 (commencing at Section 5080), Article 6 (commencing at Section 5100), Article 7 (commencing at Section 5120), and Article 8 (commencing at Section 5130), to Chapter 1 of Division 3 of, and to repeal Sections 5082, 5082.5, and 5082.6 of, and the titles of Article 2 (commencing at Section 5015), Article 3 (commencing at Section 5030), Article 4 (commencing at Section 5050), Article 5 (commencing at Section 5060), Article 6 (commencing at Section 5080), Article 7 (commencing at Section 5090), Article 8 (commencing at

Section 5100), Article 9 (commencing at Section 5115), Article 10 (commencing at Section 5130) of Chapter 1 of Division 3 of, the Business and Professions Code, relating to accountants.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 4 of the printed bill strike out line 35 and insert "accountants."

Amendment No. 2

On page 16, line 34, strike out "(f)", and insert "(e)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 131—An act to amend Section 12107 of the Business and Professions Code, relating to weights and measures.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "it", and insert "he".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 132—An act to amend Section 5093 of the Business and Professions Code, and to amend Section 5083 of the Business and Professions Code as proposed by Senate Bill No. 104, relating to accountancy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 213—An act to add Section 17531.1 to the Business and Professions Code, relating to packaging of unassembled toys.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 218—An act to add Section 4305 to the Fish and Game Code, relating to deer.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 5, of the printed bill, after "points", insert "on".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 11—An act to amend Section 2615 of the Business and Professions Code, relating to physical therapy.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 2 of the title of the printed bill, after "therapy", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, after line 20, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

There is a serious shortage of physical therapists in this State which has caused untold hardships to the people of California. To alleviate this shortage the Legislature has provided that graduates of approved physical therapy schools who have filed an application for registration with the Board of Medical Examiners may practice as physical therapists under specified supervision prior to taking the examination for registration. However, this privilege is limited to an applicant who files with the board prior to the date of the first examination given after he graduates.

This act would delete this limitation and would authorize a person otherwise qualified to practice as a physical therapist during the period between the filing of an application with the board and the next succeeding examination for registration which occurs after such filing. Thus a greater number of qualified persons could immediately begin practicing as physical therapists and the critical shortage of such trained persons would be greatly alleviated."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Joint Resolution No. 3—Relative to imported tuna.

Resolution read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2, line 2, of the printed bill, after "Assembly", insert "and Senate".

Amendment No. 2

On page 2, line 2, after "Game", strike out "Committee", and insert "Committees".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 89—An act to amend Section 16277 of the Education Code, and Section 16853 of the Education Code as proposed by Senate Bill No. 2, relating to school buses.

Motion to Pass on File

Senator Dilworth moved that Senate Bill No. 89 be passed on file and retain its place.

Motion carried.

Senate Bill No. 66—An act to amend Sections 9, 10, and 19b of Chapter 158 of the Statutes of 1885, relating to drainage districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 33—Relative to a program of basic research and field studies dealing with all phases of mining and mineral industries.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 42—Relative to amending the Joint Rules of the Senate and Assembly.

Resolution read.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 16, of the printed measure, as amended in Senate February 24, 1959, after "be", insert "printed in the Journal".

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 794: By Senator Dolwig—An act to amend Section 690.11 of the Code of Civil Procedure, relating to exemptions from attachment.

Referred to Committee on Judiciary.

Senate Bill No. 795: By Senator Dolwig—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Referred to Committee on Local Government.

Senate Bill No. 796: By Senator Byrne—An act to add Section 2081.5 to the Insurance Code, relating to fire insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 797: By Senator Richards—An act to add Sections 3514, 3515, and 3516 to the Fish and Game Code, relating to exotic nonresident game birds.

Referred to Committee on Fish and Game.

Senate Bill No. 798: By Senator McCarthy—An act to add Section 3605.5 to the Public Resources Code, relating to oil and gas wells.

Referred to Committee on Natural Resources.

Senate Bill No. 799: By Senator Dolwig—An act to amend Section 98 of the Military and Veterans Code, relating to the definition of term "veteran."

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 800: By Senators McCarthy and Burns—An act to add Article 8.5 (commencing at Section 2860) to Chapter 2 of Division 5 of, to amend Sections 26, 951, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to partisan elections and activities.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 801: By Senators Collier and Burns—An act to amend Sections 6006.5, 6015, 6452, and 6453 of, and to add Sections 6011.5, 6021, 6248, 6388, 6422, and 6455.5 to the Revenue and Taxation Code, and to amend Sections 146 and 186, and to add Sections 148.5 to the Vehicle Code, and to amend Section 5600 of, and to add Sections 4300.5 and 4750.5 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to sales and use taxes in respect to motor vehicles and to registration of motor vehicles, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 802: By Senator Burns—An act to add Part 5 (commencing at Section 35800) to Division 24 of the Health and Safety Code, relating to housing for elderly persons of low income, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 803: By Senator Burns—An act to amend Sections 68841 and 69140 of the Government Code, relating to clerks of the Supreme Court and the district courts of appeal.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 10: By Senator Burns—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XXXV thereto, relating to housing for elderly persons of low income.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 3:51 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, February 26, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-SECOND LEGISLATIVE DAY

THIRTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, February 26, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollen-
dahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan,
Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale,
Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

*O God, direct us, we pray, in the way we should go and in the decisions we must
make. Sometimes we think we know the way and the truth when we are but
following our selfish desires, acting upon our impulses and rearranging our prej-
udices. When we do this, warn us and correct us. When we are in the right path,
encourage us and keep us steadfast. We seek Thy guidance and the help of one
another that we fail not God and man; through Him who is the Way, the Truth,
and the Life. AMEN.*

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Hollister, on motion of Senator Burns, due to legislative
business.**GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR**On request of Senator Thompson, the privilege of the floor of the
Senate Chamber for this day was unanimously extended to Mr. Eugene
W. Moore, of San Jose.On request of Senator Arnold, the privilege of the floor of the Senate
Chamber for this day was unanimously extended to Mr. Bill Tout, of
Portola.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Howard Gaul, of Santa Barbara.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ruth Church Gupta, Mr. Antonio Montoya, Mr. Daniel Beswick, and Mr. George J. Ratty, all of San Francisco.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Elaine Bossa, of Santa Rosa, and Miss Margaret Nervo, of Geyserville.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Smith Davis, Mr. Jack Dalton, and Mr. Evarard Franklin, of Los Angeles.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gene Crosby, Chairman, Board of Supervisors, Bishop.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fenner Chamberlain, of Merced.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to former Senator Thomas H. Bienz, of Spokane, Washington.

On request of Senators Erhart and Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred Drewisch, of Santa Barbara; and Mrs. Carl F. Carlson, of Arroyo Grande.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hon. Halver Haddock, of Visalia.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Francis Dunn, Chairman, Board of Supervisors of Alameda County.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Joe Mattson, Automotive Foundation, Washington, D. C.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter Mansfield, County Administrator of Monterey County.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Paul Anderson; their son, Merle Anderson; and Mrs. Nan Ceder, all of West Riverside.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alfred Siegler, principal, and Mr. Theodore Gebhardt, athletic coach, Vallejo High School, Vallejo.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Clair Donnenthirth, President of the California State Supervisors Association, of Portola.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marie Foley and Mrs. Anna Jane McGonagle, teachers; Mrs. Flossie Risagno, assistant; and the following students of the Sierra School, Placerville: Darryl Hendricks, Sharon Clymo, Wayne Ross, Larry Estey, Carolyn Duce, Jeanne Watkins, Russell Webb, Dianna Cawelti, Bobbi North, Ruth Sisson, Wanda Carsten, Richard Padgett, Clarence Rafferty, Susan Jane Schneider, Darlene Jeskey, Max North, Mary Jean Williams, Christine Hook, Thomas Thomson, Joyce Bisagno, Shirley Moore, Keith Lemous, Linda Marlin, Judy Puccini, Penelope Carbine, James Hosford, Dorothy Abel, Marjorie Jordan, Johnny McGuire, Linda Vaught, Bill Wilkins, Connie Long, Cathy Smith, Jimmy Pickel, Bill Gridley, John Montgomery, Vernon Roessler, and Barbara Moore.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Will, principal, Mr. Bascom, instructor, and the following students of Lodi Academy, Lodi: Roland Coleman, Dianna Dais, Morris Gaede, Glenda Gallegos, Harlan Hinkley, Jean Jackson, Linda Johnson, Marilyn Kiesz, Kathleen Knaggs, Sandra Loewen, Marko Madrazo, Raul Malanda, Gordon Mattison, Debbie Metcalfe, Carole Murray, Gloria Rueb, Hazel Sexton, Donna Stafford, Jeanette Thompson, Betty Trefz, Douglas Turpin, Howard Wallace, Margie Werner, David Wilson, Richard Bietz, Jeannie Brown, Joy Carpenter, Ron Dinwiddie, Sharon DeRose, Darlene Eaton, Janet Eisman, Rodney Gaede, Robert Gear, Wayne Gohl, Adolph Kissinger, Lanita Larsen, Gene Mathers, Gary Mertz, Dave Miller, Bob Ostermiller, Edwin Pullen, Evalyn Row, and Phyllis McDaniel.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Leroy Lindsay and Mr. Fenton Williams, instructors, and the following students of the Sutter Union Elementary School: Steve Boyd, Bob Coppin, Wayne Chan, Eric Kato, Gregg Scott, Manuel Silveira, Ronnie Mori, Scott Thornton, Steve Westergaard, Tom Kavouras, Gail Alvernaz, Gloria Bruns, Denna Enos, Corinne Featherstone, Priscilla Lynch, Judy Goves, Lorraine Patching, Marcia Silveira, Barbara Robinett, Camille Wheeler, Susan Z'berg, Chris Zacharias, Erdine Berger, Cynthia Kabakov, Gail Aldrich, Janet Boulware, Sheila Boyd, Phyllis De Vita, Michael Esparcia, Rollana Fong, Nancy Ikemoto, Wanda Kershner, Joan Koblick, Marilyn Machado, Betty Marshall, Eileen Namba, Marlene Robinett, Jay Shevchenko, June Takeuchi, John Anderson, Bill Bokan, Mark Borchert, Todd Boyd, Frank Enos, Mike Ferrigno, Thomas Geren, Steve Hammer, Wilbur Lininger, Daniel Louis, Ronnie Mae Kenzie, Roger Patching, Don Sommers, Tommy Tash, and John Warren.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Margaret Boyd and Mrs. Ruth Fish, adults, and the following students of the Bass School, Redding: Bob Bernhardt, Steven Boyd, Sharron Brandt, Michael Fish, Bill Harris, Richard Howland, Jeanie Roberts, Gene Rose, Alberta Wyatt, Roberta Wyatt, Jack Yandell, Gary Cunningham, Paula Jones, Lois Noble, and Susanne Hall.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

CITY OF LOS ANGELES, CALIFORNIA
OFFICE OF CITY CLERK
LOS ANGELES, February 24, 1959

Hon. Arthur A. Olmibus
Chief Clerk of the Assembly
Assembly Chamber, State Capitol
Sacramento 14, California

Hon. Joseph A. Beek
Secretary of the Senate
Senate Chamber, State Capitol
Sacramento 14, California

William H. Neal, Attorney (3 certified copies)
Lewis E. Arnold, Engineer of Administration (3 certified copies)
John T. Neville, Attorney (3 certified copies)
Leslie Claypool (3 certified copies)
Hotel Senator
Sacramento, California
Duncan J. McNeil, Room 604

MEMORANDUM: At the meeting of the council held February 24, 1959, the following report of the State, County and Federal Affairs Committee was adopted:

"The Subcommittee on Bay and Water Pollution of the Assembly Interim Committee on Conservation, Planning, and Public Works, at various meetings throughout the State, has received many presentations and testimonials from interested groups and individuals regarding the changing of present laws pertaining to control of water pollution. Representing the City of Los Angeles, Admiral Cushing Phillips, President of the Board of Public Works, and Mr. Norman Hume of the Bureau of Sanitation, have made presentations to the subcommittee, copies of which are attached to the file. Also attached to the file are reports by Admiral Phillips and Mr. Hume containing recommendations regarding proposed changes in present law now being studied by the subcommittee. The recommendations are summarized as follows:

1. The effectiveness of present water pollution control laws has been conclusively proved and they have produced a great improvement in the condition and protection of the waters of the State.

2. Any major changes in present water pollution control laws would be highly detrimental to the interests of the State and the public.

3. Minor revisions pertaining to technical and administrative details of the present water pollution control laws recommended by the State Water Pollution Control Board would be acceptable providing the basic policy, organization and procedures are not changed.

"Your committee concurs in these recommendations.

"A previous council action referring to reports of the Assembly subcommittee should have referred to reports by city representatives attending the subcommittee hearings.

"Your committee therefore recommends:

1. That council action of February 3, 1959, be rescinded.

2. That the council concur in the recommendations summarized above regarding water pollution control laws and that the State Legislature be so informed.

3. That the Legislature be requested to notify the Board of Public Works of the City of Los Angeles in advance of any proposed legislation or hearings of the Legislature or its committees pertaining to water pollution control laws.

4. That Mr. William H. Neal, Mr. Lewis E. Arnold and other duly authorized representatives of the city at the Legislature be requested to keep the council and the Board of Public Works informed of any proposed legislation pertaining to water pollution control laws."

Respectfully yours,

WALTER C. PETERSON, City Clerk

CITY OF LOS ANGELES, CALIFORNIA
OFFICE OF CITY CLERK
LOS ANGELES, February 20, 1959

The Hon. Joseph A. Beek
Secretary of the Senate
Senate Chamber, State Capitol
Sacramento 14, California

DEAR SIR: At the meeting of the council held February 20, 1959, the following resolution was adopted:

"WHEREAS, Small shipyards in the Los Angeles harbor area are, and for years have been seriously affected by a state property tax on ships under construction, particularly government vessels; and

"WHEREAS, This property tax has placed these shipyards under serious competitive disadvantage with shipyards in Texas, Florida, Louisiana, Washington, Oregon, and other maritime states that do not inflict these discriminatory taxes on their shipbuilders; and

"WHEREAS, The threat of this tax has been sufficient to create diversion of government contracts that normally would go to Los Angeles shipbuilders and thereby created serious economic loss to the shipbuilders and widespread unemployment among skilled craftsmen especially trained in the arts of shipbuilding; and

"WHEREAS, Due to lack of shipbuilding in these small yards the maritime counties failed to gain any appreciable tax revenues from this tax while the State as a whole, including the maritime counties, would stand to gain at least 2½ million dollars in added tax revenues by its repeal; and

"WHEREAS, The California economy as a whole would be bolstered by a gain of \$200,000,000 in minimum estimated shipbuilding revenues and \$45,000,000 minimum estimated payrolls, also as a result of such repeal; and

"WHEREAS, The City of Los Angeles as a result of this increased business would stand to gain greatly in added sales tax and business license revenues; now, therefore, be it

Resolved, That the Council of the City of Los Angeles hereby grants full endorsement to Assembly Bill No. 81 which is now before the California Legislature and provides that the same exemption already granted from state personal property taxes to ships of 1,000-ton burden and over be extended to small shipyards constructing vessels of 50- to 1,000-ton burden, and that a copy of this resolution be transmitted to the Chairman of the Committee on Revenue and Taxation and be made known to all members of the California Legislature representing constituents of the City of Los Angeles."

Very truly yours,

WALTER C. PETERSON, City Clerk
By HENRY P. RIO, Chief Deputy City Clerk

I HEREBY CERTIFY the foregoing to be a true and correct copy of the action taken by the Council of the City of Los Angeles at its meeting held February 20, 1959.

WALTER C. PETERSON, City Clerk
By HENRY P. RIO, Chief Deputy City Clerk

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 26, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

BERT C. AUSTIN, a resident of San Francisco; has been in mining engineering work since 1906; has been a consultant with offices in San Francisco since 1932, and is an officer in several major California companies;

Member, State Mining Board, vice J. P. Hall, resigned, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 26, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate

confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

WYNNE A. SAVAGE, a resident and realtor of San Bernardino; was employed from 1921 to 1933 with the Bank of America in Alhambra, the last five years as assistant manager. From 1933 to 1936 he was with the bank's Capitol Company, handling its real estate holdings in San Bernardino, Riverside, Orange and part of Los Angeles County. For the past 23 years he has had his own business. He is a past president of the San Bernardino Real Estate Board, a past vice president of the California Real Estate Association and honorary life director of the association for the past ten years. He is a national director of the National Association of Real Estate Boards and a member of the American Institute of Real Estate Appraisers. He was president of the Southern California chapter of AIREA in 1958 and secretary in 1956;

Real Estate Commissioner, vice Fred W. Griesinger, resigned, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 25, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

AUGUST LAWRENCE PINELLI, JR., a resident of Sonoma; operates a retail hardware business in Sonoma. He has been a trustee of the local school board, a member of the city council and Mayor of the City of Sonoma;

Member, Board of Trustees, Sonoma State Hospital, vice Ray Grinstead, resigned, for the term prescribed by law, ending four years from the date of the confirmation.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 18, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JOHN A. ERTOLA, a resident and practicing attorney in San Francisco; was graduated from Stanford University and received his LL.B. degree from the University of San Francisco; was admitted to the state bar in 1954. He is presently of the law firm of Scampini, Mortara and Ertola;

Member, California Veterans Board, vice Stanley E. McCaffrey, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 20

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 20—An act to repeal Sections 4031, 26133, 26281, 26327, 26328, 26329, 26330, 26331, 31879, 31880, 31903, 31924, 31943, 31944, 31945, 31946, 36959, 37154, 50372, and 53503, and to amend Sections 1650, 1651, 4029, 4030, 26230, 26326, 27543, 31878, 31881, 31900, 31901, 31902, 31942, 31970, 32449, 32451, 34053, 34576, 34702, 35113, 35306, 37151, 37153, 37156, 37157, 50330, 50333, 50334, 51611, 51614, 51645, 51652, 53500, 53672, 60386, and 60415 of the Water Code, relating to recordation of instruments.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 44

Assembly Concurrent Resolution No. 78

Assembly Concurrent Resolution No. 71

Assembly Concurrent Resolution No. 80

Assembly Concurrent Resolution No. 72

Assembly Concurrent Resolution No. 81

Assembly Concurrent Resolution No. 75

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 44—Relative to public lands in South Humboldt Bay.

Referred to Committee on Governmental Efficiency.

Assembly Concurrent Resolution No. 71—Approving certain amendments to the charter of the City of Stockton, a municipal corporation in the County of San Joaquin, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held thereon on the fourth day of November, 1958.

Request for Unanimous Consent

Senator Short asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 71, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 71

Assembly Concurrent Resolution No. 71—Approving certain amendments to the charter of the City of Stockton, a municipal corporation in the County of San Joaquin, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held thereon on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 72—Relative to the construction of State Highway Route 23 between Soledad Junction and Palmdale as a four-lane freeway.

Referred to Committee on Transportation.

Assembly Concurrent Resolution No. 75—Relative to Invest in America Week.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 78—Relative to fire safety in schools.

Referred to Committee on Education.

Assembly Concurrent Resolution No. 80—Relative to corrections in legislative digests.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 81—Approving certain amendments to the charter of the City of Hayward, a municipal corporation in the County of Alameda, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the eighth day of April, 1958.

Request for Unanimous Consent

Senator Holmdahl asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 81, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 81

Assembly Concurrent Resolution No. 81—Approving certain amendments to the charter of the City of Hayward, a municipal corporation in the County of Alameda, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the eighth day of April, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Gramsky, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 251
Assembly Bill No. 252
Assembly Bill No. 254

Assembly Bill No. 324
Assembly Bill No. 1170

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 251—An act to amend Section 266 of the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 252—An act to amend Section 254.7 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 254—An act to amend Section 264 of the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 324—An act to amend Section 263 of the Revenue and Taxation Code, relating to the welfare exemption in its application to hospitals, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1170—An act to amend Sections 12126, 12151, 12153, 12154, 12155, 12276, 12402, 12405, 12431, 12435, 12464, 12465, 12494, 12495, 12622, 12623, 12624, 12626, 12676, 12682, 12801, 12802, 12803, 12834, 12952, 12977, 12997, 13102, 13103, 13105, 13112, and 13113 of, to repeal Sections 12127, 12401, 12403, 12432, 12433, 12434, 12437, 12438, 12461, 12625, and 12998 of, and to add Sections 12440, 12983 and 12998 to, the Revenue and Taxation Code, relating to insurance taxation, to take effect immediately.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 28

Senate Bill No. 132

Senate Bill No. 64

Senate Bill No. 140

Senate Bill No. 77

Senate Bill No. 213

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, February 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 52

Senate Bill No. 131

Senate Bill No. 63

Senate Bill No. 218

Senate Bill No. 104

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Insurance and Financial Institutions

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 149

Senate Bill No. 191

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 136

Senate Bill No. 192

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Concurrent Resolution No. 65

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

ERHART, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 83

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, February 26, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 166

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 14.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, February 25, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 210

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11.

DONNELLY, Chairman

Above reported bill ordered to second reading.

REQUEST FOR UNANIMOUS CONSENT

Senator Slattery asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 65, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 65**Assembly Concurrent Resolution No. 65—Relative to salmon marking.**

Resolution read, and presented by Senator Slattery.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 79

Senator Coombs moved that Senate Bill No. 79 be withdrawn from Committee on Judiciary for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 79—An act to add Section 17 to the Civil Code, to add Section 11 to the Code of Civil Procedure, to amend Section 8 of the Corporations Code, to amend Section 13 of the Education Code, to amend Section 8 of the Financial Code, to amend Section 8 of the Labor Code, to add Section 5 to the Probate Code, to amend Section 8 of the Public Utilities Code, and to amend Section 10 of the Vehicle Code, relating to the use of certified mail.

Bill read second time.

Motion to Amend

Senator Coombs moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "13", and insert "31".

Amendment No. 2

In line 4 of the title, after "Code", insert "as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

In line 7 of the title, after the comma, insert "and to add Section 29 to the Vehicle Code as proposed by Assembly Bill No. 5".

Amendment No. 4

On page 2, strike out lines 6 to 17, inclusive, and insert

"Sec. 4. Section 31 of the Education Code as enacted by the Legislature at the 1959 Regular Session is amended to read:

31. Writing includes any form of recorded message capable of comprehension by ordinary visual means. Whenever any notice, report, statement, or record is required or authorized by this code, it shall be made in writing in the English language unless it is expressly provided otherwise.

Wherever any notice or other communication is required by this code to be mailed by registered mail by or to any person or corporation, the mailing of such notice or other communication by certified mail shall be deemed to be a sufficient compliance with the requirements of law."

Amendment No. 5

On page 3, after line 29, insert

"Sec. 10. Section 29 is added to the Vehicle Code as proposed by Assembly Bill No. 5, to read:

29. Wherever any notice or other communication is required by this code to be mailed by registered mail by or to any person or corporation, the mailing of

such notice or other communication by certified mail shall be deemed to be a sufficient compliance with the requirements of law.

SEC. 11. Section 10 of this act becomes operative only if the Vehicle Code as proposed by Assembly Bill No. 5 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said code takes effect, at which time Section 10 of the Vehicle Code adopted in 1935 is repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 370

Senator Rodda moved that Senate Bill No. 370 be withdrawn from Committee on Elections and re-referred to Committee on Education.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, February 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 244

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 244

Senator Byrne moved that Senate Bill No. 244 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 244—An act to add Section 160.10 to, and to repeal Section 160.96 of, the Agricultural Code, relating to pest control.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 160.10 to" and insert "Article 3 (commencing at Section 160.97) to Chapter 1a of Division 2 of".

Amendment No. 2

On page 1, strike out lines 1 and 2, and insert
"SECTION 1. Article 3 (commencing at Section 160.97) is added to Chapter 1a of Division 2 of the Agricultural Code, to read:

Article 3. Report of Loss".

Amendment No. 3

On page 1, line 3, strike out "160.10", and insert "160.97".

Amendment No. 4

On page 1, line 13, strike out the semicolon, and insert a comma.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, February 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 212

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 212

Senator Regan moved that Senate Bill No. 212 be amended and referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 212—An act to repeal Sections 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, 1435.10, 1435.11, 1435.12, 1435.13, 1435.14, 1435.15, 1435.16, 1435.17, 1435.18, 1435.19, 1435.22, 1435.24, 1435.25, 1435.26, 1435.27, 1435.28, 1435.29, 1435.30, 1435.31, 1435.33, 1435.37, and 1435.39 of the Probate Code, and to amend Sections 1435.1, 1435.2, 1435.3, and 1529 of said code, and to amend and renumber Sections 1435.20, 1435.21, 1435.23, 1435.32, 1435.34, 1435.35, 1435.36, and 1435.38 of said code, and to add Sections 1435.4, 1435.5, 1435.9, 1435.15, 1435.16, 1435.17, and 1435.18 to said code, and to amend Sections 172, 172a, 1242, and 1243 of the Civil Code, and to add Section 172b to said code, relating to transfer and encumbrance of community and home-
stead property when a spouse is incompetent.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 41, of the printed bill, strike out "sane", and insert "competent".

Amendment No. 2

On page 7, line 40, strike out "shall", and insert "must".

Amendment No. 3

On page 7, line 51, strike out "shall", and insert "must".

Amendment No. 4

On page 8, line 7, strike out "shall", and insert "must".

Amendment No. 5

On page 8, line 32, strike out "shall", and insert "must".

Amendment No. 6

On page 8, line 38, strike out "shall be required to", and insert "must".

Amendment No. 7

On page 9, line 11, strike out "any of the sections of".

Amendment No. 8

On page 9, line 12, after "chapter", insert "and Chapter 4 (commencing with Section 1851) of Division 5".

Amendment No. 9

On page 9, line 21, after "2A", insert "(commencing with Section 1435.1)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Rules, to which was referred: Assembly Constitutional Amendment No. 5

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

MOTION TO AMEND ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 5

Senator Burns moved that Assembly Constitutional Amendment No. 5 be amended and re-referred to Committee on Rules.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of Article II thereof, relating to the right to vote.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 4, of the printed measure, as amended in Assembly, February 20, 1959, after "convicted of", insert "treason,".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Rules.

Chief Assistant Secretary Lachlan M. Richards at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 804: By Senators Dilworth and McCarthy—An act to add Section 13114.1 to the Health and Safety Code, relating to approval by the State Fire Marshal of fire alarms and automatic sprinkler systems.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 805: By Senator Miller—An act to add Article 3.6 (commencing at Section 75075) to Chapter 11 of Title 8 of, to add Sections 75103.1, 75106.5 and 75109 to, and to amend Section 75104.4 of, the Government Code, relating to judges' retirement.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 806: By Senator Byrne—An act to amend Section 10203.7 of the Insurance Code, relating to group life insurance for agents.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 807: By Senator Byrne—An act to amend Section 10270.5 of the Insurance Code, relating to group disability insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 808: By Senator Holmdahl—An act to add Section 28501.1 to, and to amend Section 28731 of, the Public Utilities Code, relating to the San Francisco Bay Area Rapid Transit District.

Referred to Committee on Transportation.

Senate Bill No. 809: By Senator Byrne—An act to amend Section 10210.5 of the Insurance Code, relating to transmission or collection of premiums.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 810: By Senator Short—An act to amend Section 6501 of the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Business and Professions.

Senate Bill No. 811: By Senator Dolwig—An act to add Section 70044.5 to the Government Code, relating to court reporters of the Superior Court of the County of San Mateo.

Referred to Committee on Judiciary.

Senate Bill No. 812: By Senator Gibson—An act to amend Section 2732.1 of the Business and Professions Code, relating to the practice of nursing.

Referred to Committee on Business and Professions.

Senate Bill No. 813: By Senators Gibson, Byrne, and Christensen—An act to add Sections 19464, 19465, and 19466 to the Business and Professions Code, relating to horseracing.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 814: By Senators Regan, McCarthy, Arnold, Beard, Coombs, Christensen, Rattigan, Cobey, and Burns—An act to add Section 1193 to the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

Senate Bill No. 815: By Senators Regan, McCarthy, Arnold, Beard, Coombs, Christensen, Rattigan, Cobey, and Burns—An act to amend Section 4206 of the Government Code, and to amend Sections 5297 and 7216 of the Streets and Highways Code, and to amend Section 13 of the Drainage District Improvement Act of 1919 (Ch. 354, Stats. 1919), relating to bonds of contractors for public works.

Referred to Committee on Judiciary.

Senate Bill No. 816: By Senator Dilworth—An act to repeal Chapter 6 (commencing at Section 19301) of Division 14, and Sections 19566, 19567, 19569, 19573, 19575, 19578, 19605, 19622, 19652, 19653, and 19659, and to amend Sections 19576, 19595, and 19629, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Referred to Committee on Education.

Senate Bill No. 817: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Section 17801 of the Education Code as enacted at the 1959 Regular Session, relating to basic state aid for high schools.

Referred to Committee on Education.

Senate Bill No. 818: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Section 17851 of the Education Code as enacted at the 1959 Regular Session, relating to basic state aid for junior college districts.

Referred to Committee on Education.

Senate Bill No. 819: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Section 17667 of the Education Code as enacted at the 1959 Regular Session of the Legislature, relating to high school and junior college foundation programs.

Referred to Committee on Education.

Senate Bill No. 820: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Section 17903 of the Education Code as enacted at the 1959 Regular Session, relating to state equalization aid for high school districts.

Referred to Committee on Education.

Senate Bill No. 821: By Senator Erhart—An act to amend Section 6503 of the Fish and Game Code, relating to oyster allotments.

Referred to Committee on Fish and Game.

Senate Bill No. 822: By Senator Erhart—An act to amend Section 6480 of the Fish and Game Code, relating to cultivation of shellfish.

Referred to Committee on Fish and Game.

Senate Bill No. 823: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to repeal the article heading of Article 3 (commencing at Section 12253), Chapter 6, Division 9 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to compulsory full-time education.

Referred to Committee on Education.

Senate Bill No. 824: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend and renumber the heading of Chapter 4 (commencing at Section 16951), Division 13 of the Education Code, as enacted by the Legislature at its 1959 Regular Session.

Referred to Committee on Transportation.

Senate Bill No. 825: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Section 13855 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to teachers retirement.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 826: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend and renumber Section 8356 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to work-experience education.

Referred to Committee on Education.

Senate Bill No. 827: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Section 19481 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Referred to Committee on Education.

Senate Bill No. 828: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Section 13121 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the certification of school employees.

Referred to Committee on Education.

Senate Bill No. 829: By Senator Collier—An act to amend Section 26453 of the Vehicle Code as enacted at the 1959 Regular Session of the Legislature, relating to the maintenance of vehicle brakes.

Referred to Committee on Transportation.

Senate Bill No. 830: By Senator Collier—An act to add Article 3 (commencing at Section 26525) to Chapter 3 of Division 12 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle air and vacuum brakes.

Referred to Committee on Transportation.

Senate Bill No. 831: By Senator Collier—An act to amend Section 12513 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to the issuance of junior permits for the operation of motor-driven cycles.

Referred to Committee on Transportation.

Senate Bill No. 832: By Senators Slattery, O'Sullivan, Rattigan, and Short—An act to amend Section 350 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to farm tractors used on highways.

Referred to Committee on Transportation.

Senate Bill No. 833: By Senators Miller, Erhart, Thompson, Montgomery, Regan, Rattigan, Short, Richards, Teale, Arnold, Burns, Fisher, Johnson, Coombs, Berry, Williams, Slattery, and Farr—An act to add Section 3682 to the Fish and Game Code, relating to quail.

Referred to Committee on Fish and Game.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 90—An act to amend Section 13831.4 of the Education Code, and Section 13515 of the Education Code as proposed by Senate Bill No. 2, relating to teachers' salaries.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 190—An act to amend Sections 1672 and 1673 of, and to add Section 1670.1 to, the Elections Code, relating to county ballot measures.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out the second "the", and insert "an".

Amendment No. 2

On page 1, line 11, strike out "and", and insert "preceded by".

Amendment No. 3

On page 1, line 11, strike out " , printed on the same sheet of paper,".

Amendment No. 4

On page 1, line 17, after "arguments", insert " , analysis,".

Amendment No. 5

On page 2, line 10, strike out "district attorney or".

Amendment No. 6

On page 2, line 10, after "counsel", insert "or to the district attorney in any county which has no county counsel".

Amendment No. 7

On page 2, lines 10 and 11, strike out "district attorney or".

Amendment No. 8

On page 2, line 11, after "counsel", insert "or district attorney".

Amendment No. 9

On page 2, line 14, strike out "on the same sheet of paper with", and insert "preceding".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 31—An act to amend Section 28122 of the Government Code, relating to compensation for public service in counties of the twenty-second class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 134—An act to amend Sections 4931 and 4931.1 of the Education Code, and Sections 3201 and 3202 of the Education Code, as proposed by Senate Bill No. 2, relating to school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 141—An act to amend Section 6 of the Del Norte County Flood Control District Act (Chapter 166 of the Statutes of 1955), relating to the powers of the Del Norte County Flood Control District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 151—An act to add Article 5 (commencing with Section 1101) to Chapter 1, Division 2 of the Education Code, relating to governing boards of school districts.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill strike out "5", and insert "2.5".

Amendment No. 2

In line 1 of the title, strike out "1101", and insert "977".

Amendment No. 3

In line 2 of the title, strike out "2 of the Education Code", and insert "4 of the Education Code as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 4

On page 1, line 1, strike out "5 is added to Chapter 1, Division 2", and insert "2.5 is added to Chapter 1, Division 4".

Amendment No. 5

On page 1, line 2, after "Code", insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 6

On page 1, line 4, strike out "5", and insert "2.5".

Amendment No. 7

On page 1, line 6, strike out "1101", and insert "977".

Amendment No. 8

On page 1, line 7, strike out "16", and insert "9".

Amendment No. 9

On page 1, line 8, strike out "4871) of Division 2", and insert "3001) of Division 5".

Amendment No. 10

On page 1, line 11, strike out "1102", and insert "977.01".

Amendment No. 11

On page 1, line 15, strike out "1103", and insert "977.02".

Amendment No. 12

On page 2, line 1, strike out "1104", and insert "977.03".

Amendment No. 13

On page 2, line 6, strike out "1105", and insert "977.04".

Amendment No. 14

On page 2, line 19, strike out "1106", and insert "977.05".

Amendment No. 15

On page 2, line 22, strike out "1107", and insert "977.06".

Amendment No. 16

On page 2, line 26, strike out "1108", and insert "977.07".

Amendment No. 17

On page 2, line 46, strike out "1109", and insert "977.08".

Amendment No. 18

On page 2, line 50, strike out "1104", and insert "977.03".

Amendment No. 19

On page 3, line 12, strike out "1104", and insert "977.03".

Amendment No. 20

On page 3, line 18, strike out "1110", and insert "977.09".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 175—An act to amend Section 100 of the Drainage District Act of 1903 (Chapter 235 of the Statutes of 1903), relating to the dissolution of drainage districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 185—An act to amend Section 26104 of the Government Code, relating to advertising by county board of supervisors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 188—An act to amend Section 73771 of the Government Code, relating to the municipal court in the Central Judicial District of Marin County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 217—An act to amend Sections 28816 and 28958 of, to add Section 29126.1 to, and to repeal Section 28972 of, the Public Utilities Code, relating to the San Francisco Bay Area Rapid Transit District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 18—An act to amend Sections 1091 and 36526 of, to add Sections 1091.5 and 36526.5 to, and to repeal Section 1092.5 of, the Government Code, relating to conflicts of interests of public officers.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 2 of the printed bill, strike out line 34, and insert

"SEC. 4. Section 36526 of said code is amended to read:

36526. (a) An officer shall not be deemed to be interested in a contract entered into by a body or board of which he is a member within the meaning of Section 36525 if he has only a remote interest in the contract and if the fact of such interest is disclosed to the body or board of which he is a member and noted in its official records, and thereafter the body or board authorizes, approves, or ratifies the contract in good faith by a vote of its membership sufficient for the purpose without counting the vote or votes of the officer or member with the remote interest.

(b) As used in this article "remote interest" means:

[(1) The ownership of less than 5 percent of the shares of a corporation for profit;

(2) (1) That of a nonsalaried officer of a nonprofit corporation;

(3) That of an officer in being reimbursed for his actual and necessary expenses incurred in the performance of official duty;

(4)] (2) That of an employee of the contracting party [having], *if such contracting party has 10 or more other employees* [; provided, that] *and if the officer was an employee of said contracting party for at least three years prior to his initially accepting [such] his office*;

[(5)] (3) That of a parent in the earnings of his minor child for personal services;

[(6)] (4) That of a landlord or tenant of the contracting party; [or

(7)] (5) That of an attorney of the contracting party[.]; or

(6) *That of a member of a nonprofit corporation formed under the Agricultural Code or a nonprofit corporation formed under the Corporations Code for the sole purpose of engaging in the merchandising of agricultural products.*

(c) The provisions of this section shall not be applicable to any officer interested in a contract who influences or attempts to influence another member of the body or board of which he is a member to enter into the contract.

(d) The willful failure of an officer to disclose the fact of his interest in a contract pursuant to this section shall be punishable as provided in Section 36528. Such violation shall not void the contract however, unless the contracting party had knowledge of the fact of the remote interest of the officer at the time the contract was executed."

Amendment No. 2

On page 2, strike out lines 35 through 52, inclusive; and on page 3, strike out lines 1 through 14, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 563—An act to add Section 16271.3 to the Education Code, and Section 16864 to the Education Code, as proposed by Senate Bill No. 2, relating to the use of school buses, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 89—An act to amend Section 16277 of the Education Code, and Section 16853 of the Education Code as proposed by Senate Bill No. 2, relating to school buses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 28—An act to amend Section 705.3 of the Vehicle Code, relating to logging trucks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 64—An act to amend Section 374b of the Penal Code, relating to the disposal of rocks and dirt on public and private property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 77—An act to add Section 701.5 to the Vehicle Code, relating to trailers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 140—An act to amend Sections 468.1, 469 and 471.5 of the Vehicle Code, and to amend Sections 21400, 21403 and 21404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to materials used in traffic signs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 63—An act to amend Section 600.5 of the Vehicle Code, relating to disposal of dirt and rocks upon public and private highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 131—An act to amend Section 12107 of the Business and Professions Code, relating to weights and measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 132—An act to amend Section 5093 of the Business and Professions Code, and to amend Section 5083 of the Business and Professions Code as proposed by Senate Bill No. 104, relating to accountancy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 213—An act to add Section 17531.1 to the Business and Professions Code, relating to packaging of unassembled toys.

Bill read third time.

Motion to Re-refer Senate Bill No. 213

Senator Collier moved that Senate Bill No. 213 be re-referred to Committee on Judiciary.

The President directed the Secretary to call the roll.

The roll was called, and the motion lost by the following vote:

AYES—None.

NOES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

FURTHER CONSIDERATION OF SENATE BILL NO. 213

Senate Bill No. 213—An act to add Section 17531.1 to the Business and Professions Code, relating to packaging of unassembled toys.

Motion to Amend

Senator Farr moved that he be permitted to offer an amendment to Senate Bill No. 213.

POINT OF ORDER

Senator Miller rose to a point of order, and stated that Senator Farr did not have his amendments at the desk and therefore his motion to amend Senate Bill No. 213 was out of order.

The President ruled that the point of order was well taken.

Senate Bill No. 213 was passed on file at the request of Senator McAteer.

Senate Bill No. 218—An act to add Section 4305 to the Fish and Game Code, relating to deer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—Senator Murdy—1.

Bill ordered transmitted to the Assembly.

**WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS NOS. 700, 699
AND ASSEMBLY BILL NO. 7**

Senator Regan moved that Senate Bills Nos. 700, 699, and Assembly Bill No. 7 be withdrawn from Committee on Governmental Efficiency, and re-referred to Committee on Judiciary.

Motion carried.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 56—Relative to the continuance of the Joint Committee on Legislative Procedure.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 57—Relative to adding Rule No. 34.2 to the Joint Rules of the Senate and Assembly, with respect to memorial resolutions.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 42—Relative to amending the Joint Rules of the Senate and Assembly.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky,

Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

Motion to Reconsider

Senator Regan moved to reconsider the vote whereby Assembly Concurrent Resolution No. 42 was adopted.

Postponement of Reconsideration

On motion of Senator Regan, the further consideration of the motion to reconsider the vote whereby Assembly Concurrent Resolution No. 42 was adopted, was continued until the next legislative day.

Assembly Concurrent Resolution No. 49—Relative to amending the Joint Rules of the Senate and Assembly.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gransky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—36.

NOES—None.

Motion to Reconsider

Senator Regan moved to reconsider the vote whereby Assembly Concurrent Resolution No. 49 was adopted.

Postponement of Reconsideration

On motion of Senator Regan, the further consideration of the motion to reconsider the vote whereby Assembly Concurrent Resolution No. 49 was adopted was continued until the next legislative day.

Assembly Joint Resolution No. 10—Relative to memorializing Congress concerning the establishment in California of a soil and water conservation laboratory.

Resolution read, and presented by Senator Coombs.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gransky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 11—An act to amend Section 2615 of the Business and Professions Code, relating to physical therapy, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Thompson.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gransky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, and Thompson—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Gruensky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 3—Relative to imported tuna.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Gruensky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 4.42 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Friday, February 27, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-THIRD LEGISLATIVE DAY

FORTIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Friday, February 27, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Be kind unto us, O Lord, and let us *not* have peace of mind in these days. May our hearts be stirred by the opportunities for the good life that are being unfolded daily before our eyes. Help us to take hold of them now lest they be gone forever. Do Thou also make us to be troubled, sorely troubled, by what can happen to our world if we do not find the ways of peace and walk in them. We need Thy help, O God, in finding these ways, and for this help we earnestly pray. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Richards, on motion of Senator Rodda, due to legislative business.

Senator Farr, on motion of Senator Fisher, due to legislative business.

Senator Murdy, on motion of Senator Burns, due to legislative business.

Senator Rattigan, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Carolyn Perry of Tulare.

On request of Senator Fidler, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Glen Arterburn of San Diego.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Evan Cody, Chairman, Board of Supervisors, and Mr. Robert Williams, member of Board of Supervisors, Hanford.

On request of Senator Givensky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lakin, Mr. Snyder, Mr. Oney, Mr. Hughes, Mrs. Hughes, Mrs. Kenton, and Mrs. Dalman, adults, and the following students of the Branciforte Junior High School, Santa Cruz: Danny Adams, Stanwood Alexander, Steven Amberson, Thomas Ballenger, Bob Barnhart, Frank Benyousky, Gary Bradley, Walter Cacace, Donald Caponigro, Roy Cheate, Mark Conrad, Robert Cordero, Charles Corder, Billy Cowden, James Cox, Bill Dalman, Steve Damon, Joe Dianda, John Eaton, Robert Eaton, Richard Frischknecht, Frank Fujimura, Jim Gabrio, Jerry Gulliano, Stanley Hartman, Charles Hayden, Bob Hirth, Loyd Hodges, Alvis Howell, Melvin Jossi, Jim Kraft, Ronald Krassow, Ralph Krivokapich, Gordon Peter Larsen, Larry Latham, John Lee, Donald Lesley, Craig Lunt, Ricky Main, Jeff Mahuin, Frank Mazzarino, Richard McCombs, Veldon McCray, Robert Morell, James Murphy, Stephen O'Connell, Stanley Powers, David Quale, Joe Redfern, Earl Rosebrough, Joe Ross, Ronald Rushdoony, Gary Schultz, Owen Schutte, Richard Simmons, John Stocker, George Taylor, Bob Strong, Kenny Strong, Max Stumpf, Ronnie Totten, James Washburn, Mike Wilhelm, Jeffrey Winters, John Woo, Stanley Wood, Richard Young, Janice Beach, Faye Becker, Peggy Berdahl, Barbara Black, Cheryl Blencoe, Anita Beechino, Linda Borden, Alexis Borges, Jeannie Bryant, Loraine Burton, Linda Carden, Donna Chance, Jeannie Cosby, Peggy Cox, Mary Craft, Bonnie Crichton, Kathy Cropper, Wanda Dean, Carole Eddy, Marylou English, Jo Ann Eyler, Kathy Ferguson, Francis Fitzgerald, Sharon Fort, Rosemary Fraleigh, Karen Fugelseth, Nancy Gentry, Barbara Giesell, Kay Gulliano, Judith Hayes, Penny Hedgpeth, Maureen Hines, Janet Hopkins, Kay House, Jill Joslin, Sharon Lam, Mary Lee, Valerie Limandri, Mary Ann Martinez, Mercedes Martinez, Judy McCarroll, Linda McComb, Leona McCracken, Velda McCray, Mary McKinley, Pauline Miller, Carolyn Morgan, Kathy Neef, Carol Newell, Carla Nygaard, Mary Parker, Diane Perrin, Margaret Podoll, Kathy Prince, Marilyn Rasmussen, Kalie Roberts, Sherrill Roberts, Becky Rury, Virlyn Sandman, Beverly Scott, Kathleen Scott, Rita Scott, Carol Shadle, Lynn Sirls, Delight Smith, Phyllis Stretch, Linda Taylor, Carol Theobald, Noreen Tonkin, Kathleen Trinidad, Tony Vance, Sharian Vaughan, Beatrice Williams, Patty Witham, Maureen Wolf, Pat Zeeman, Ray Baldhousky, Lowell Burton, John Davies, Larry Earing, Billy Englund, Glenn Ensign, Danny Fagendush, Charles Griffith, Jerry Heaton, Al Hodgeson, Mike Hughes, Edward LaMontagne, Tim McLaughlin, Michael Ossipoff, Tony Reis, Mark Schultz, Mike Wenger, Shirley Ames, Jeanne Anderson, Betty Anzeto, Virginia Brown, Barbara Bryan, Mary Doane, Renee Hansen, Marlene Harmon, Kathryn Hogue, Susan Kowal, Rita Landmann, Christy Manchester, Emma Marshall, Sue McRae, Mary Mersaroli, Barbara Nesperos, Sue Nystrom, Denise Oliver, Carolyn Owens, Kathy

Owens, Sally Jo Peake, Marilyn Powell, Lois Sloneker, Susan Wagner, Becky Ward, and Rebecca Wilkins.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Dorothy Rodman, Leader; Mrs. Leslie Underhill, Co-leader, and the following members of Girl Scout Troop No. 65, Lafayette: Judy Adams, Marlane Gueeden, Lynda Kaufman, Kate Nichols, Kathy Nielsen, Cheryl Proefrock, Val Rodman, Cheryl Steward, Pat Underhill, and Carol Stockton.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. G. H. Rasmussen and Mrs. J. E. Kallmann, adults, and the following students of the Weaver Union Elementary School, Merced: Mel Acosta, Raymond Alford, Donald Anderson, Dennis Aue, Rhonda Benson, Laveta Bowen, Richard Boyle, Patsy Buttice, Michael Callwell, David Chiesa, Barbara Colwell, Barbara Cox, Henry Davis, Regina Davis, Alfred Dennis, Barbara DeRoos, Linda Dysart, Esther Estran, Kenneth Fleming, Patsy Gamel, Lorraine Garcia, Paula Gardner, Frank Gasper, Peggy Ginn, Alan Haines, Michael Halverson, Betty Harris, Fred Haug, Francis Hernandez, Sally Hilton, Kenneth Huie, Barbara Johnson, Doris Johnson, Kim Johnson, Phyllis Johnson, Steve Kuhnert, Michael LaCount, Lavonna Lee, Glen Lewis, France Leyvas, Pat Lucas, Mary Luiz, Jo Ann Mansker, Raymond Marino, Lupe Martinez, Marcos Martinez, Richard Manesses, Barbara Miller, Rosie Moore, Geta Nye, Rufus Nelson, Margaret Oliverez, Tommy Parker, Ronald Phillips, Carol Richards, David Robinson, Frances Robinson, Patti Rocha, Lupe Rodriguez, Wayne Silva, Russel Sorrels, Joan Taylor, Ronnie Taylor, David Tucker, Nancy VanSomeren, Bobby Vaught, Ricky Watson, Ruby Ward, Ruth Ward, Polly Wingfield, and Paul Witherspoon.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Alice Davis, leader; Miss Nancy Bennett, co-leader, and the following Girl Scouts from the Central School, Oroville: Elsie Speers, Karen Hudgens, Sharyn McMahon, Claudia Barton, Sharon Huot, Linda Froese, Katie Bethal, Elizabeth Davis, and Sandy Davis.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 31

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, February 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 12

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, February 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 82

Assembly Concurrent Resolution No. 83

Assembly Concurrent Resolution No. 85

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Concurrent Resolution No. 82—Relative to the congratulation and commendation of Lt. Shepherd M. Jenks.

Resolution ordered to third reading file.

Assembly Concurrent Resolution No. 83—Relative to the passing of Mrs. Mary Rapp.

Resolution ordered to third reading file.

Assembly Concurrent Resolution No. 85—Approving a charter amendment to the charter of the City of Whittier, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at the general election held therein on the fourth day of November, 1958.

Resolution ordered to third reading file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 68

Assembly Bill No. 73

Assembly Bill No. 492

Assembly Bill No. 599

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 68—An act to add Section 13103 to the Fish and Game Code, relating to fish and game funds.

Referred to Committee on Fish and Game.

Assembly Bill No. 73—An act to amend Sections 9084.5 and 9087 of the Insurance Code, relating to limitations on the risks to be insured against by insurance policies issued by fraternal fire insurers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 492—An act to amend Sections 769, 1228 and 1416 of the Financial Code, relating to investments and loans by banks, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 599—An act to add Section 1.5 to Chapter 2165 of the Statutes of 1957, relating to recreation, park and parkway districts.

Referred to Committee on Finance.

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE, SENATE INTERIM
COMMITTEE ON ALCOHOLIC BEVERAGE INDUSTRY
STATE CAPITOL, SACRAMENTO, February 26, 1959

*To the President of the Senate
The Speaker of the Assembly
and other Members of the Senate and Assembly*

On June 12, 1957, Senate Resolution 133, creating the Senate Interim Committee on Alcoholic Beverage Industry was adopted by the Senate. The resolution specifically directed "a study be made of all facts relating to the manufacture, distribution or sale of alcoholic beverages, including, but not limited to the operation, effect, administration, enforcement and needed revision of any laws." A copy of this resolution appears in the Appendix to the attached report marked Exhibit A.

On September 17, 1957, the Senate Rules Committee assigned four measures to the Committee on Alcoholic Beverage Industry for interim study. These measures were:

Senate Bill No. 1668 (1957)—Relating to the importation of alcoholic beverages from Mexico.

Senate Bill No. 1830 (1957)—Relating to knowledge of the licensee.

Senate Bill No. 2401 (1957)—Relating to credit restrictions.

Senate Constitutional Amendment No. 39 (1957)—Relating to the authority of the Department of Alcoholic Beverage Control.

The committee, in its study of all facts relating to the alcoholic beverage industry, held meetings in Sacramento, San Francisco, and San Diego. A report covering these meetings follows, together with the committee's conclusions and recommendations.

Respectfully submitted,

JAMES E. BUSCH, Chairman
CARL L. CHRISTENSEN
JOHN J. HOLLISTER, JR.

ED. C. JOHNSON
JAMES J. MCBRIDE

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Christensen moved that 500 copies of the report by the Senate Interim Committee on Alcoholic Beverage Industry be printed for distribution.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, February 27, 1959

MR. PRESIDENT: The Committee on Rules has made the following committee appointments to fill existing vacancies:

Joint Committee on Legislative Procedure—Senator James A. Cobey.

Citizens Legislative Advisory Commission—

Subcommittees:

Committee on Committees—Senator Edwin J. Regan.

Committee on Legislative Aids and Services—Senator Richard J. Dolwig.

BURNS, Chairman

SENATE CHAMBER, February 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 31

Senate Bill No. 90

Senate Bill No. 134

Senate Bill No. 141

Senate Bill No. 175

Senate Bill No. 185

Senate Bill No. 188

Senate Bill No. 217

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Judiciary

SENATE CHAMBER, February 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 155

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 14.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, February 27, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 177

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, February 27, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 79

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, February 27, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Bill No. 477

Senate Bill No. 723

Assembly Bill No. 911

Has had the same under consideration, and reports the same back with the recommendation: be re-referred to Committee on Labor.

BURNS, Chairman

Above reported bills re-referred to Committee on Labor.

RESOLUTIONS

The following resolution was offered:

By Senator Rodina:

Senate Resolution No. 42

Relative to the Pacific Southwest Local Service Case

WHEREAS, The Civil Aeronautics Board is conducting a proceeding known as the *Pacific Southwest Local Service Case* in which it will examine the need for new and improved air service to Sacramento, California; and

WHEREAS, The capital of California is located in Sacramento and approximately 6,400,000 people representing approximately 15 percent of the State's population, reside in Los Angeles and San Diego Counties alone; and

WHEREAS, 11 out of the 20 Members of the Assembly, and six Members of the Senate reside in portions of Southern California which could receive improved air service to Sacramento via either Los Angeles or San Diego; and

WHEREAS, Legislators require the fastest possible transportation by air because they are frequently required to remain in their home districts during the lengthy legislative sessions; and

WHEREAS, Numerous constituents in Southern California and the San Joaquin Valley require the fast, possible air transportation to Sacramento to look after their interests in the State capital; and

WHEREAS, There is a great deal of travel between Sacramento, on the one hand, and Los Angeles and San Diego, on the other hand, by various state departments; and

WHEREAS, There is but one airline presently serving the Sacramento-Los Angeles-San Diego areas and the needs of the Legislature, the state departments, and other people of the State of California; and

WHEREAS, The competitive trunkline service which has been proposed in the *Pacific Southwest Local Service Case* would provide four-engine, jet-prop service and thus reduce the present elapsed time between Sacramento and Los Angeles and between Sacramento and San Diego by over 30 percent and improve the present air service; and

WHEREAS, There is also a need for improved local air service to intermediate cities, such as Fresno and Bakersfield; now, therefore, be it

Resolved by the Senate of the State of California, As follows:

1. That the Senate strongly urges the Civil Aeronautics Board to authorize competitive trunkline air service between Sacramento, on the one hand, and Los Angeles and San Diego, on the other hand.

2. That the Senate also urges the Civil Aeronautics Board to authorize local air service between Sacramento and various intermediate cities, such as Fresno and Bakersfield.

3. That the President of the Senate appoint one representative to appear at the hearing in the *Pacific Southwest Local Service Case, Docket No. 5645*, et al., to commence on March 10, 1959, in Long Beach, California, and support the need for competitive trunkline air service between Sacramento, on the one hand, and Los Angeles and San Diego, on the other hand, and local air service to intermediate points.

Resolution read, and referred to Committee on Rules.

CONSIDERATION OF DAILY FILE MOTIONS TO RECONSIDER

Assembly Concurrent Resolution No. 42—Relative to amending the Joint Rules of the Senate and Assembly.

Request for Unanimous Consent

Senator Regan asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Concurrent Resolution No. 42 was adopted, continued to the next legislative day.

Assembly Concurrent Resolution No. 49—Relative to amending the Joint Rules of the Senate and Assembly.

Request for Unanimous Consent

Senator Regan asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Concurrent Resolution No. 49 was adopted, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 149—An act to amend Sections 5053, 5600, 5613, 6006, 6561, 7150, 7154, and 8702 of, to add Sections 6413 and 7603.5 to, and to repeal Section 7407 of, the Financial Code, relating to savings and loan associations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "7154".

Amendment No. 2

On page 3, line 15, strike out "25", and insert "20".

Amendment No. 3

On page 3, line 16, after "or," insert "not more than 25 years for loans secured by residential property or,".

Amendment No. 4

On page 3, strike out lines 27 to 43, inclusive.

Amendment No. 5

On page 3, line 44, strike out "8", and insert "7".

Amendment No. 5a

On page 4, line 1, strike out "9", and insert "8".

Amendment No. 6

On page 4, line 9, strike out "10", and insert "9".

Amendment No. 7

On page 4, line 27, strike out "11", and insert "10".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 191—An act to amend Section 11042 of the Insurance Code, relating to fraternal benefit societies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "payment of".

Amendment No. 2

On page 1, strike out lines 4, 5, 6, and 7, and insert "the lives of children under 21 years of age and under the minimum age for adult membership under the".

Amendment No. 3

On page 1, line 8, strike out "a".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 136—An act to amend Section 145 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 192—An act to amend Section 11041 of the Insurance Code, relating to fraternal benefit societies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 83—An act to repeal Section 12 of Chapter 1971 of the Statutes of 1957 and to amend Section 325 of the Fish and Game Code, relating to deer.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal", and insert "amend".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 2, and insert
"1957 is amended to read:

SEC. 12. This act shall be effective until the ninety-first day after final adjournment of the [1959] 1961 Regular Session of the Legislature and thereafter shall have no force or effect, except any order or regulation made pursuant to [Article 1.5 (commencing at Section 1235) of Chapter 3, Part 3, Division 4 of said code, or] Chapter 5 (commencing with Section 450) of Division 1 of the Fish and Game Code [as proposed by Assembly Bill No. 616,] shall be operative and effective until December 31, [1959] 1961."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 166—An act to add Section 1073 to the Civil Code and to add Section 109 to the Probate Code, relating to a grant, devise or bequest to a grantor's or testators own heirs or next of kin.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 210—An act to amend Section 4954 of the Education Code, and Section 3304 of the Education Code as proposed by Senate Bill No. 2, relating to discontinuance of elementary schools in unified school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill and insert "An act to amend Section 3304 of the Education Code, as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

In line 3 of the title, strike out "Bill No. 2".

Amendment No. 3

On page 1, strike out lines 1 to 19, inclusive.

Amendment No. 4

On page 2, strike out lines 1 and 2, and insert
"SECTION 1. Section 3304 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, is amended to read:".

Amendment No. 5

On page 2, line 8, strike out "20", and insert "10".

Amendment No. 6

On page 2, strike out line 10, and in line 11 strike out "children of preschool", and insert "of elementary school".

Amendment No. 7

On page 2, strike out lines 20 to 25, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 213—An act to add Section 17531.1 to the Business and Professions Code, relating to packaging of unassembled toys.

Bill read third time.

Motion to Amend

Senator McAteer moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out line 5, and insert "sale, or who sells such toys, shall clearly state on the outside of the original package and in".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Chief Assistant Secretary Lachlan M. Richards at the desk

Senate Bill No. 31—An act to amend Section 28122 of the Government Code, relating to compensation for public service in counties of the twenty-second class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, O'Sullivan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 134—An act to amend Sections 4931 and 4931.1 of the Education Code, and Sections 3201 and 3202 of the Education Code, as proposed by Senate Bill No. 2, relating to school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 141—An act to amend Section 6 of the Del Norte County Flood Control District Act (Chapter 166 of the Statutes of 1955), relating to the powers of the Del Norte County Flood Control District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 185—An act to amend Section 26104 of the Government Code, relating to advertising by county board of supervisors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 188—An act to amend Section 73771 of the Government Code, relating to the municipal court in the Central Judicial District of Marin County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 217—An act to amend Sections 28816 and 28958 of, to add Section 29126.1 to, and to repeal Section 28972 of, the Public Utilities Code, relating to the San Francisco Bay Area Rapid Transit District.

Bill read third time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after the comma, insert "and to amend Sections 15771 and 16158 of, to add Section 16456.1 to, and to repeal Section 16182 of, the Public Services Code,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 31, insert

"Sec. 5. Section 15771 of the Public Services Code is amended to read:

15771. [No officer or employee of the district shall become financially interested, except by testate or intestate succession, either directly or indirectly, in any contract, sale, purchase, lease, or transfer of real or personal property to which the district is a party. No officer or employee shall be deemed to be financially interested by virtue of his ownership of less than three (3) percent of the outstanding capital stock of a corporation.

No officer or employee shall offer, solicit, or accept money or any other thing of value as a consideration, in addition to the salary paid him by the district, for services performed within the scope of his official duties.

No person shall offer money or any thing of value for and in consideration of obtaining an appointment or employment with the district.

No officer or employee of the district shall offer money or any thing of value for and in consideration of obtaining a promotion in his employment with the district.

A wilful violation of any of the foregoing provisions is a misdemeanor.

Any contract or agreement made in contravention of this section is void.] Article 4 (commencing at Section 1090), Chapter 1, Division 4, Title 1, of the Government Code shall apply to all officers and contracts of the district.

SEC. 6. Section 16158 of said code is amended to read:

16158. Prior to the time the district incurs a bonded indebtedness, the district shall insofar as possible follow the budgetary control procedures for counties, pursuant to Articles 1 to 4, inclusive (commencing at Section 29000), Chapter 1, Division 3, Title 3 of the Government Code. *Transfers of funds within, or revisions of, a budget adopted by the district, whether before or after the incurring of a bonded indebtedness, may be made by appropriate act of the board at a regular or special meeting.*

SEC. 7. Section 16456.1 is added to said code, to read:

16456.1. If in the determination of any tax rate a fraction of a cent occurs, the board may adopt a rate ending in the next higher tenth of one cent (\$.0001). An excess over the amount specified in the budget, arising from the use of the tenth of one cent tax rate, is not a violation of this chapter. Any cash collected resulting from such excess or from an excess resulting from any other cause shall not invalidate the levies but shall be applied in the next succeeding budget year as available surplus unless its expenditure is otherwise authorized by law.

SEC. 8. Section 16182 of said code is repealed.

SEC. 9. Sections 5, 6, 7, and 8 of this act shall become operative only if the Public Services Code is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as the Public Services Code takes effect; at which time Sections 28816, 28958, and 29126.1 of the Public Utilities Code are repealed."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 563—An act to add Section 16271.3 to the Education Code, and Section 16864 to the Education Code, as proposed by Senate Bill No. 2, relating to the use of school buses, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Burns.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Rodda, Short, Stiern, Teale, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Rodda, Short, Stiern, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 834: By Senator Williams—An act to amend Section 35.5 of the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), relating to water conservation districts.

Referred to Committee on Water Resources.

Senate Bill No. 835: By Senator Stiern—An act to add Section 4746.1 to the Health and Safety Code, relating to certificates of indebtedness of a county sanitation district.

Referred to Committee on Local Government.

Senate Bill No. 836: By Senator Thompson—An act to amend Section 10203.5 of the Insurance Code, relating to group life insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 837: By Senator Thompson—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance for trade associations.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 838: By Senator Thompson—An act to amend Section 10202.8 of the Insurance Code, relating to group life insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 839: By Senator Coombs—An act to amend Section 6650 of the Welfare and Institutions Code, relating to inebriates confined in state hospitals.

Referred to Committee on Institutions.

Senate Bill No. 840: By Senator McAteer—An act to amend Section 69895 of the Government Code, relating to the secretary and assistant secretaries of the superior court in counties having a population of less than 2,000,000 but more than 750,000.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 841: By Senators Fisher, Miller, Stiern, Farr, and Teale—An act to add Chapter 3 (commencing with Section 1981) to Part 7 of Division 2 of the Labor Code, relating to public printing and binding.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 10.48 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m. Monday, March 2, 1959.

JOHN F. LEA, Minute Clerk

The first of the year was a very successful one for the school. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The second of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The third of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The fourth of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The fifth of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The sixth of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The seventh of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The eighth of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The ninth of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The tenth of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The eleventh of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

The twelfth of the year was also a very successful one. The pupils showed a great improvement in their work, and the teachers were very pleased with the results.

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-FOURTH LEGISLATIVE DAY

FORTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, March 2, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobby, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Harndahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Mundy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Sniern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. J. E. Metcalf:

"It's not my brother or my sister, but it's me (all of us) O Lord, standing in the need of prayer," because the tasks we face are so great and our abilities are so limited by our human inadequacies. Grant, then, that in this moment of prayer we may renew and increase our strength. May that which is here supplied to each of us make us wiser than we are, stronger than we are, and better than we know. AMEN.

PLEDGE OF ALLEGIANCE

Senator Christensen led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Erhart, on motion of Senator Thompson, due to legislative business.

Senator Hollister, on motion of Senator Christensen, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Rock

LaFleche, Alameda County Superintendent of Schools; Miss Elizabeth McFeely of Oakland; and Mr. Al Raeburn of Berkeley.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Preston Turner of Anaheim and Mr. Robert Barletta of Fullerton.

On request of Senators Dolwig and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ed. Krase of Redwood City and Mr. R. E. Dishman of Los Angeles.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Myrtle Noble and Myrtle Hewitt of Sacramento.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Gregg, adviser, and the following students of the Enterprise High School, Redding: Linda Butler, Fred McCullough, Bob Axner, Carol Gilbert, David Phelps, Reno Rapalli, Jack Williams, Jill Espinosia, Bonnie Balfour, Janet Hufford, Buddy Comer, Tim Smith, Bill Desjardin, Billy Williams, Julie Porter, Faith Anderson, Linda Passage, Loren Withers, Jim Sheehan, Marilyn Hughes, Ron Cibart, Ron Pieper, Brian Marler, Jerry Smith, Pat Popejoy, Lewis Thomas, Gary Gould, Gorgia Barrow, Carlene Norton, Judy Lindquist, Jean Dyer, Bitsy Fair, Helen Biley, Kathy Bertagnoli, Geraldine Diehl, Jacki Henriques, Issie Forrester, and Tina Louton.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gladys M. Myers and Allan C. Myers of Orland.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Frank Kerpen of Ramey Air Force Base, Puerto Rico; Miss Sarah Henderson of Mobile, Ala.; and Mrs. Edith Chambers of Selma.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ray W. Shukraft of San Diego; Mr. Roger S. Woolley of Rancho Santa Fe; and Mr. Si Casady of El Cajon.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Manuel Smith of Atwater.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Anthony Stella, Mrs. Mary S. Stella, Mrs. Juanita Moore, and Mrs. Phyllis Wanden, adults, and the following students of the Palomares School, Hayward: George Burchell, Loren De Shon, Kathleen Dobbel, Calvin Drennan, Dale Jackson, Bernie Lay, Kathryn Maartense, Frances Moore, Rita Peixoto, Kenneth Souza, and Gaylene Wanden.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Wilson, Mrs. Welker, Mrs. Moomey, Mr. Duran, Mr. Gray, and Mr. Raff, instructors; and the following students of the Atlantic Street School, Roseville: Jim Adams, Tom Andrade, John Bianchi, David Burrows, Clem Clark, Gary Dutton, Harold Gadberry, Brent Gordon, Mike Hale, Gary Hexom, Ralph Manfredi, Archie Meza, Clark Romani, Jim Simpson, Ed Strausser, Mary Work, Paul Mansueti, Darrell Owings,

Franny Alvarez, Karen Burner, Annie Carmona, Pamela Frenken, Vera Hammond, Janice Lee, Donna Murray, Lorraine Paolini, Kathy Rosene, Susan Schmitt, Darlene Tillotson, Carolyn Yeargan, Marcia Colt, Cheryl Dahlberg, Vickie Nieto, Mike Anderson, Albert Beyer, Larry Burdett, Steven Coppedge, David Donnell, Robert Evans, Darrell Giles, David Hays, George Karadimon, Mike Lenz, Chris Menges, Warren Peres, Clyde Roman, Robert Shearer, Wayne Strauch, Jerry Uribe, Jeffrey Watts, Charles Wolfe, Danny Soper, Ingrid Barber, Celia Brown, Frances Contreras, Patti Duncan, Nancy Fiddymont, Alice Guerrero, Anita Jasper, Lanita Markley, Patsy Munselle, Helen Paine, Carol Rogers, Ruth Thompson, Kathy Van Voltinburg, Peggy Williamson, Greg Agers, Bill Arnett, Jim Cummins, Phillip Doshier, Kent Flowers, Frank Jackson, Robert La Duke, Larry McClain, Magdaleno Ornelas, Louis Quackenbush, Albert Sollender, Joe Tapia, Ron Thomas, Frank Weber, Frank Young, Roger Dahlberg, Eddie Daniels, Bob Buljan, Jane Aydelotte, Jackie Carrio, Kathy Daniels, Margo Ellersick, Mary George, Sharon Henriksen, Lauren Lewis, Joyce McBride, Pat Monahan, Charlotte Moore, Rita Perez, Marie Simone, Sandra Trevis, Joann Wolf, Asuncion Alvarez, Troy Bench, Robert Cowan, David Dietz, Roy Egbert, Alfred Feathers, Andy Leahy, Richard Martinelli, Russell Niles, Alan O'Branovich, Philip Passafume, Gabriel Pelini, Martin Rodriquez, John Stonesifer, Don Torres, Mike Woessner, Robert Ellis, Andrew Smith, Skip Russie, Kathy Brink, Kathryn Clover, Tona Dunlap, Lynda Duncan, Mary Ann Eurich, Diane Maggiore, Carole Munselle, Linda Ogden, Lois Rodley, Sheryl Swauger, Vicki Wanish, Margaret Watson, Jeffrey Atchison, Tony Bracamonte, Walter Butler, Teddy Carlson, Lloyd Chrestman, Dale Decater, Douglas Falconer, Gerald Harris, David Johnson, Sam Martin, Leo Ott, Larry Pagel, Alfonso Rios, Bert Russell, Ray Stockton, Jovo Terzieh, Jerry Welch, Tom Van Dyke, Vicki Braden, Julia Carrillo, Rae Emery, Mary Lena Gomez, Martha Hill, Illona Long, Jo Anne Mitchell, Sue Morreira, Roberta Roberts, Rebecca Strain, Sharon Walker, Shirley Landreth, Claudia Todd, Rollin dal Piaz, Alan Dal Porto, Steve Franklin, Stephen Harrington, Richard Hoping, Larry Lasick, Dick Nelson, Lon Owen, Bob Pirtle, David Russell, Bill Scoble, Tex Stetson, Leland Taylor, Steve Turner, Jim Wilson, Vanda Aalgaard, Kaaren Bailey, Lana Barnett, Janet Brady, Jill Butkovich, Jimelle Clemmer, Sheila Dumas, Sheila Festersen, Diane Inglett, Linda James, Linda Madsen, Valerie Rogers, Connie Thayne, Sharon Thoroughman, Betty Wagner, and Mary Ellen Wing.

On request of Senators Holmdahl and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. King Cole, Director of Urban Renewal, City of San Leandro.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gilbert Rollins, instructor, and the following students from the Clarksburg Elementary School: Sharon Baniel, Rose Cereceres, James Clark, Diane Correa, Howard Correa, John Crider, Gary Dillman, Ralph Escobedo, Ricky Fields, Peggy Grundvig, Alice Guillen, Kathy Harter, Gale Heringer,

Helen Heringer, Wesley Matsuda, Anita Mendoza, William Mesquita, James Mitchell, Manuel Mora, Robert Nicholls, Ted Nishioka, Theresa Nunez, Roy Ota, Janet Pierce, Mary Schneider, and Judy Updegraff.

COMMUNICATIONS

The following communication was received and read, and on motion of Senator Burns, ordered printed in the Journal:

Hon. Rex Bell

Lieutenant Governor of Nevada

DEAR GOVERNOR BELL: Your gracious invitation to me and the Members of the California State Senate was received and accepted in the spirit for which it was intended. We are confident that most of the members are planning to accept your hospitality as well as your suggestion of resolving the Nataqua Territory dispute by swinging clubs—golf clubs, that is.

There is a suspicion here that you may have gravely erred in your choice of weapons, for daily our Senate Chambers are favored by delegations of visiting teenage students who after observing the proceedings almost unanimously depart with the oft heard comment re the members that "they are the swing-est!" There are other comments equally sage, I think, but they are in a lex-con unfamiliar to me. For example, often they refer to us as "cubes."

With supreme confidence that the honorable members of the respective Legislatures of the great States of California and Nevada will utilize their full time and attention during their sojourn at the Hidden Valley Club in lending their wisdom towards resolving the Nataqua Territory dispute may I respectfully offer some information which may be useful during these discussion periods.

It is well known that, historically, there has not been one single recorded instance of a previous challenge to that portion of our common border which commences at the Oregon line and runs south to a point in Lake Tahoe. Thus, it would appear that the respective citizens of both of our great states living adjacent to that portion of our common border deserve to have their fears allayed and be allowed to live secure from the threat of invasion.

The remaining portion of our common boundary known as the "oblique boundary" extends from the aforesaid point in Lake Tahoe in a southeasterly direction to the Colorado River at a point where it intersects the 35th degree of north latitude. This segment was the subject of several surveys starting in 1852. The final boundary line was established by survey completed by the United States Coast and Geodetic Survey in 1889.

California accepted this survey as being the correct boundary by its Statutes of 1901, Page 89, and, as a peace-loving state, California now covets none of the land belonging to the citizens of its sister state, Nevada.

Likewise, Californians humbly pray that the citizens of the great State of Nevada will not allow themselves to be inflamed with the spirit of aggression by those few citizens of Nevada who are choosing to ignore the Nevada Statutes of 1903, Page 38, which, *inter alia*, affirmed and accepted the boundary as being the true one.

As "Chief" of the Senate of California I thank you cordially for your invitation to me and my "Braves" to "Powwow." I know that you will render to them the great hospitality for which Nevada is so justly famous and that they will return to California with renewed spirits of friendship. Further, while I do not question your guarantee "to return our legislators to Sacramento sound in mind and body," I pray that you do, indeed, achieve this miracle in order that many of us may then return and be able to dispute the claims of certain of our constituents to the contrary.

With kindest personal regards,

GLENN M. ANDERSON, Lieutenant Governor

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 11

Assembly Joint Resolution No. 3

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, March 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 58
Assembly Bill No. 60
Assembly Bill No. 85
Assembly Bill No. 125
Assembly Bill No. 262
Assembly Bill No. 263

Assembly Bill No. 305
Assembly Bill No. 500
Assembly Bill No. 501
Assembly Bill No. 630
Assembly Bill No. 633

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 58—An act to convey certain tide and submerged lands to the City of Mill Valley, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 85—An act to add Section 506.3 to the Public Resources Code, relating to the Division of Beaches and Parks of the Department of Natural Resources, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Natural Resources.

Assembly Bill No. 125—An act to amend Sections 3036 and 7151 of the Fish and Game Code, relating to licenses for disabled veterans.

Referred to Committee on Fish and Game.

Assembly Bill No. 262—An act to add Section 55109 to the Water Code, relating to investigations and reports regarding proposed county waterworks districts or annexation thereto.

Referred to Committee on Local Government.

Assembly Bill No. 263—An act to add Section 55336 to the Water Code, relating to the sale of surplus water by county waterworks districts.

Referred to Committee on Water Resources.

Assembly Bill No. 305—An act to amend Section 10505 of the Insurance Code, relating to insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 500—An act to add Title 2 (commencing with Section 1801) to Part 4, Division 3, of the Civil Code, relating to credit and installment sales of goods and services.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 501—An act to amend Sections 321 and 323 of the Agricultural Code, relating to foreign cold storage meat.

Referred to Committee on Agriculture.

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 633—An act to add Section 6623 to the Welfare and Institutions Code, relating to handiwork of state hospital patients.

Referred to Committee on Institutions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, February 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution 86

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 86—Relative to memorial celebration of City of Lincoln.

Resolution ordered to the third reading file.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 31—Relative to the commendation of the City of Torrance, California, and the City of Konya, Turkey, for participating as sister cities in President Eisenhower's "People-to-People" Program;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the second day of March, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, February 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 18

Senate Bill No. 136

Senate Bill No. 151

Senate Bill No. 166

Senate Bill No. 190

Senate Bill No. 192

Senate Bill No. 244

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 83

Senate Bill No. 149

Senate Bill No. 191

Senate Bill No. 210

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 213

Senate Bill No. 217

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, March 2, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 231

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 2, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 67

Senate Bill No. 202

Senate Bill No. 138

Senate Bill No. 203

Senate Bill No. 178

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 2, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 42

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 351

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 351

Senator Farr moved that Senate Bill No. 351 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 351—An act to repeal Article 4, comprising Sections 1154 to 1164, inclusive, of Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, and to add Article 4, comprising Sections 1154 to 1165, inclusive, to Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, relating to gifts of money and securities to minors.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 2, between lines 31 and 32 of the printed bill, insert

"(1) A "savings and loan association" includes a federal savings and loan association, or a state-chartered savings and loan association or building and loan association doing business in this State; an "insured savings and loan association" is a savings and loan association which is an "insured institution" as defined in Title IV of the National Housing Act; and an "account in an insured savings and loan association" has the same meaning as in Section 1431 of the Probate Code."

Amendment No. 2

On page 2, line 32, strike out "(l)", and insert "(m)".

Amendment No. 3

On page 2, line 33, after "indebtedness", insert "account in an insured savings and loan association,".

Amendment No. 4

On page 2, line 47, strike out "(m)", and insert "(n)".

Amendment No. 5

On page 3, line 1, strike out "(n)", and insert "(o)".

Amendment No. 6

On page 3, line 36, after "account", insert "(or to a savings and loan association for investment in an account in an insured savings and loan association)".

Amendment No. 7

On page 4, line 10, after "bank," insert "savings and loan association,".

Amendment No. 8

On page 4, line 33, after "over", insert ", with an accounting,".

Amendment No. 9

On page 4, line 36, after "over", insert ", with an accounting,".

Amendment No. 10

On page 5, line 10, after "bank", insert "or in an account in an insured savings and loan association".

Amendment No. 11

On page 5, line 48, after "bank," insert "savings and loan association,".

Amendment No. 12

On page 6, line 44, strike out "in the petition", and insert "or for the best interests of the minor".

Amendment No. 13

On page 7, line 7, after the period insert "The right to petition for an accounting shall continue for one year after the filing of a final accounting by the custodian or his legal representative and delivery of the custodial property to the minor or his estate."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Tuesday, February 24, 1959; Wednesday, February 25, 1959; Thursday, February 26, 1959; and Friday, February 27, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 275

Senator Grunsky moved that Senate Bill No. 275 be withdrawn from Committee on Judiciary for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 275—An act to amend Sections 682.1 and 682.2 of the Code of Civil Procedure, relating to writs of execution.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "Whereas on", and insert "On".

Amendment No. 2

On page 1, line 11, strike out "rendered", and insert "entered".

Amendment No. 3

On page 2, line 4, strike out "making a total of", and insert "together with".

Amendment No. 4

On page 2, between lines 4 and 5, insert
"\$--- fee for the issuance of this writ, making a total of".

Amendment No. 5

On page 2, line 13, strike out "and", and insert a comma.

Amendment No. 6

On page 2, line 14, after "interest", insert ", and fees".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 240

Senator Teale moved that Senate Bill No. 240 be withdrawn from Committee on Local Government for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 240—An act to add Section 4764.1 to the Health and Safety Code, relating to county sanitation districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 3, and insert
"4764.1. A county sanitation district formed after the 15th day of December, 1958, which filed a statement and map or plat pursuant to Sections 54900 to 54903 of the Government Code on or before February 1, 1959, may incur indebtedness by the issuance of negotiable promissory notes pursuant to this section without an election for any purpose for which the district is authorized to expend funds. The notes shall mature not later than 10 years from their date, shall bear interest at a rate not exceeding 6 percent per annum, payable as provided therein, and shall be general obligations of the district payable, unless paid from other available funds of the district, in the same manner as bonds of the district. The provisions of Chapter 1 (commencing at Section 29000) of Division 3 of Title 3 of the Government Code shall not be applicable to the incurring of indebtedness under this section.

This section shall remain in effect until October 1, 1961, but the termination of the effectiveness of this section shall not affect the validity of any loan, indebtedness, or obligation incurred, or any agreement entered into, pursuant to this section, prior to October 1, 1961."

Amendment No. 2

On page 1, strike out lines 4 to 19, inclusive; and on page 2 strike out lines 1 to 24, inclusive.

Amendment No. 3

On page 3, strike out lines 8 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolutions were introduced, and read:

Senate Concurrent Resolution No. 36: By Senator Williams—Relative to the continuance of the Joint Committee on Water Problems.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 37: By Senator Thompson—Relative to approving amendments to the charter of the City of Santa Clara, County of Santa Clara, State of California, ratified by the qualified electors of said city at an election held therein on the fourth day of November, 1958.

Request for Unanimous Consent

Senator Thompson asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 37 at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 37

Senate Concurrent Resolution No. 37—Relative to approving amendments to the charter of the City of Santa Clara, County of Santa Clara, State of California, ratified by the qualified electors of said city at an election held therein on the fourth day of November, 1958.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Byrne:

Senate Resolution No. 43

Relative to the licensing of upholsterers

WHEREAS, The manufacturers, repairers or renovators, and sterilizers of upholstered furniture are licensed by the State under the provisions of the Furniture and Bedding Inspection Act (Chapter 3, commencing at Section 19000, of Division 8 of the Business and Professions Code); and

WHEREAS, That act does not prescribe any standard of competence or experience, or other similar qualification, to be met as a prerequisite to obtain a license in any such category; and

WHEREAS, There is evidence that the public is being damaged in its dealings with some licensed upholsterers and it is alleged that this damage results from the failure of the State to require standards of competence or experience, or other similar qualification, to be met as a prerequisite to the issuance of a license; now, therefore, be it

Resolved by the Senate of the State of California, That an investigation be made of this problem to determine whether, in the public interest, the licensing program of the State for upholsterers should incorporate a series of standards such as described herein, or otherwise, to be met as a prerequisite to licensure; and be it further

Resolved, That the Secretary of the Senate is directed to furnish a copy of this resolution to the Senate Rules Committee for referral to an appropriate interim committee for investigation and report to the 1961 Regular Session of the Legislature.

Resolution read, and referred to Committee on Business and Professions.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Concurrent Resolution No. 42—Relative to amending the Joint rules of the Senate and Assembly.

Motion to Reconsider Waived

Senator Regan waived his motion to reconsider the vote whereby Assembly Concurrent Resolution No. 42 was adopted.

Assembly Concurrent Resolution No. 42 ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 49—Relative to amending the Joint Rules of the Senate and Assembly.

Motion to Reconsider Waived

Senator Regan waived his motion to reconsider the vote whereby Assembly Concurrent Resolution No. 49 was adopted.

Assembly Concurrent Resolution No. 49 ordered transmitted to the Assembly.

UNFINISHED BUSINESS

Senate Bill No. 12—An act to repeal Section 7148 of the Fish and Game Code, relating to possession of trout, and declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 12?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate January 19, 1959, strike out "amend", and insert "repeal".

Amendment No. 2

On page 1, strike out lines 2 to 22, inclusive, and insert "repealed."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 12 by the following vote:

AYES—Senators Beard, Brown, Burns, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Williams—31.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 155—An act to add Article 4.7 (commencing with Section 11750) to Chapter 7 of Division 10 of the Health and Safety Code, relating to narcotic treatment-control units.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "in", and insert "committed to".

Amendment No. 2

On page 1, line 15, strike out "Director of Corrections", and insert "Adult Authority".

Amendment No. 3

On page 1, lines 16 and 17, strike out "person in his custody", and insert "man on parole".

Amendment No. 4

On page 1, line 18, strike out "he may", and insert "it may issue an order to".

Amendment No. 5

On page 1, line 19, after "for", insert "a period".

Amendment No. 6

On page 1, line 19, strike out "The", and strike out all of lines 20 to 22, inclusive.

Amendment No. 7

On page 2, strike out lines 1 to 12, inclusive.

Amendment No. 8

On page 2, line 15, strike out "actual", and insert "physical".

Amendment No. 9

On page 2, line 19, strike out "back into actual", and insert "into physical".

Amendment No. 10

On page 2, line 21, strike out "pursuant to this section", and insert "established pursuant to this article".

Amendment No. 11

On page 2, line 22, strike out "the Director of".

Amendment No. 12

On page 2, line 24, strike out "in his", and insert "committed to its".

Amendment No. 13

On page 2, line 24, strike out "including any person", and insert "and".

Amendment No. 14

On page 2, line 26, strike out "he may", and insert "it may issue an order to".

Amendment No. 15

On page 2, line 27, strike out "If the addicted", strike out all of lines 28 to 37, inclusive, and in line 38 strike out "and location of the unit."

Amendment No. 16

On page 2, line 40, strike out "actual", and insert "physical".

Amendment No. 17

On page 2, after line 49, insert

"11753. When the Board of Trustees of the California Institution for Women concludes that there are reasonable grounds for believing that a woman on parole is addicted to, or is in imminent danger of addiction to, narcotics, it may issue an order to detain or place such person in a narcotic treatment-control unit for a period not to exceed 90 days. Such order shall be a sufficient warrant for any peace officer or employee of the Department of Corrections to return to physical custody any such person. Detention pursuant to such order shall not be deemed a suspension, cancellation or revocation of parole until such time as the Board of Trustees so orders pursuant to Section 3060 of the Penal Code. A parolee taken into physical custody pursuant to Sections 3060 and 3325 of the Penal Code may be detained in a narcotic treatment-control unit established pursuant to this article.

11754. The authority granted to the Adult Authority and the Youth Authority in no way limits Sections 3060 and 3325 of the Penal Code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 177—An act to add Division 19 (commencing at Section 70000) to the Water Code, relating to levee districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 3, line 39, of the printed bill, strike out "70143", and insert "70124".

Amendment No. 2

On page 2, strike lines 12 to 14, inclusive, and insert "tion petition pursuant to Section 6066 of the Government Code."

Amendment No. 3

On page 7, lines 14, 15, and 16, strike out "once a week for three successive weeks in a newspaper published in the county wherein the district is located", and insert "pursuant to Section 6063 of the Government Code, in".

Amendment No. 4

On page 8, line 45, after "newspaper", insert "of general circulation".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 79—Relative to amending the Joint Rules of the Senate and Assembly.

Resolution read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed measure, in line 18, strike out "from", and insert "expressed by".

Amendment No. 2

On page 2, line 11, strike out "calendar", and insert "legislative".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 52—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Motion to Pass on File

Senator Holmdahl moved that Senate Bill No. 52 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 104—An act to amend Sections 5001, 5002, 5003, 5009, 5100, and 5102 of, and to amend and renumber Sections 5015, 5016, 5017, 5018, 5018.5, 5019, 5020, 5020.5, 5021, 5022, 5030, 5031, 5032, 5033, 5033.5, 5034, 5050, 5051, 5052, 5053, 5054, 5060, 5061, 5062, 5063, 5063.5, 5064, 5065, 5066, 5080, 5080.5, 5081, 5083, 5090, 5091, 5092, 5093, 5094, 5095, 5096, 5097, 5098, 5104, 5105, 5106, 5107, 5108, 5115, 5116, 5117, 5130, 5131, 5132, and 5133 of, and to add Sections 5031, 5032, 5033, 5034, 5035, 5053, 5054, 5073, 5075, 5076, 5084, and 5088 to.

and the titles of Article 2 (commencing at Section 5030), Article 3 (commencing at Section 5050), Article 4 (commencing at Section 5070), Article 5 (commencing at Section 5080), Article 6 (commencing at Section 5100), Article 7 (commencing at Section 5120), and Article 8 (commencing at Section 5130), to Chapter 1 of Division 3 of, and to repeal Sections 5082, 5082.5, and 5082.6 of, and the titles of Article 2 (commencing at Section 5015), Article 3 (commencing at Section 5030), Article 4 (commencing at Section 5050), Article 5 (commencing at Section 5060), Article 6 (commencing at Section 5080), Article 7 (commencing at Section 5090), Article 8 (commencing at Section 5100), Article 9 (commencing at Section 5115), Article 10 (commencing at Section 5130) of Chapter 1 of Division 3 of, the Business and Professions Code, relating to accountants.

Motion to Pass on File

Senator Gibson moved that Senate Bill No. 104 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 213—An act to add Section 17531.1 to the Business and Professions Code, relating to packaging of unassembled toys.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 190—An act to amend Sections 1672 and 1673 of, and to add Section 1670.1 to, the Elections Code, relating to county ballot measures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 151—An act to add Article 2.5 (commencing with Section 977) to Chapter 1, Division 4 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to governing boards of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 175—An act to amend Section 100 of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), relating to the dissolution of drainage districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 217—An act to amend Sections 28816 and 28958 of, to add Section 29126.1 to, and to repeal Section 28972 of, the Public Utilities Code, and to amend Sections 15771 and 16158 of, to add Section 16456.1 to, and to repeal Section 16182 of, the Public Services Code, relating to the San Francisco Bay Area Rapid Transit District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 18—An act to amend Sections 1091 and 36526 of, to add Sections 1091.5 and 36526.5 to, and to repeal Section 1092.5 of, the Government Code, relating to conflicts of interests of public officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Shaw, Short, Teale, Thompson, and Williams—24.

NOES—Senators Beard, Donnelly, Farr, Fisher, Richards, Rodda, Slattery, and Stiern—8.

Bill ordered transmitted to the Assembly.

Senate Bill No. 191—An act to amend Section 11042 of the Insurance Code, relating to fraternal benefit societies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 136—An act to amend Section 145 of the Unemployment Insurance Code, relating to unemployment insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—33,
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 192—An act to amend Section 11041 of the Insurance Code, relating to fraternal benefit societies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35,
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 83—An act to amend Section 12 of Chapter 1971 of the Statutes of 1957 and to amend Section 325 of the Fish and Game Code, relating to deer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35,
NOES—Senator Rattigan—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 166—An act to add Section 1073 to the Civil Code and to add Section 109 to the Probate Code, relating to a grant, devise or bequest to a grantor's or testators own heirs or next of kin.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34,
NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 82—Relative to the congratulation and commendation of Lt. Shepherd M. Jenks.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl,

Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
 NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 83—Relative to the passing of Mrs. Mary Rapp.

Resolution read, and presented by Senator Dolwig.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
 NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 85—Approving a charter amendment to the charter of the City of Whittier, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at the general election held therein on the fourth day of November, 1958.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
 NOES—None.

Resolution ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Fisher:

Senate Resolution No. 44

Relating to the congratulation of Mrs. Lucy Ellen Gird Lamb upon the occasion of her centennial birthday

WHEREAS, Mrs. Lucy Ellen Gird Lamb celebrated her 100th birthday on February 28, 1959, having been born 100 years ago on a ranch in beautiful Long Valley of Sutter County; and

WHEREAS, At the time of her birth Mrs. Lamb's pioneer parents had recently arrived by wagon train from St. Louis, Missouri; and

WHEREAS, Mrs. Lamb lived in San Jose and Los Angeles as a child, graduating from the Los Angeles High School in 1879; and

WHEREAS, On January 13, 1885, Lucy Ellen Gird married Denver Orin Lamb in the historic "Old Alvarado Adobe" on the Gird Ranch in Fallbrook, San Diego County; and

WHEREAS, Mrs. Lamb still lives on a portion of the old Gird Ranch in Fallbrook, having now been a resident of Fallbrook for over 75 years; and

WHEREAS, Mrs. Lamb is the mother of eight children and has 15 grandchildren, 34 great-grandchildren, and four great-great-grandchildren; and

WHEREAS, In addition to her full personal life Mrs. Lamb has had a long and fruitful life in civic affairs, her main interests lying with the schools of Fallbrook and the Farm Bureau; and

WHEREAS, Mrs. Lamb has lived during all but nine years of California's history as a state and can truly be said to be both a native Californian and a pioneer of this State, and today can look back upon the entire panorama of history in the Golden State; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this body hereby offer their congratulations to Mrs. Lucy Ellen Gird Lamb on the occasion of her centennial birthday; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mrs. Lamb of Fallbrook, Mrs. Katherine McEuen of Fallbrook, and Mrs. James R. Chess of Ukiah.

Resolution read, and unanimously adopted on motion of Senator Fisher.

By Senator McCarthy:

Senate Resolution No. 45

Relating to the commendation of Mr. J. Stanley Woodward

WHEREAS, J. Stanley Woodward, installer-repairman of the Plant Department, Mill Valley, Pacific Telephone and Telegraph Company, performed an outstanding feat of humanitarian bravery in his rescue of a man who was hanging helpless, 40 feet from the ground in a eucalyptus tree; and

WHEREAS, J. Stanley Woodward, 31 years of age, a resident of Mill Valley, married to Dobres Woodward and the father of four children, was summoned to the scene of the crisis by his supervisor; and

WHEREAS, When Mr. Woodward arrived at the scene of the emergency he was quickly able to analyze the situation, to work out a plan for the rescue, and to execute it with precision, without regard for any danger to himself; and

WHEREAS, Mr. Woodward climbed above the point at which Joseph E. Fernandez was hanging by a safety strap, and by skillful use of ropes and other equipment Mr. Woodward lowered the semiconscious man some 40 feet to the ground; and

WHEREAS, This State is indeed fortunate to have citizens of the caliber of Mr. J. Stanley Woodward who are resourceful, skilled, and able, and at the same time willing to undergo personal danger in order to be of service to their fellowmen; now, therefore, be it

Resolved by the Senate of the State of California, That this body commends Mr. J. Stanley Woodward for his outstanding act of bravery; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. J. Stanley Woodward of Mill Valley.

Resolution read, and unanimously adopted on motion of Senator McCarthy.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 842: By Senator Hollister—An act to amend Section 23817 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 843: By Senator Hollister—An act to amend Section 23954.5 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 844: By Senator Byrne—An act to amend Section 301 of the Education Code and Section 2 of Chapter 1507 of the Statutes of 1957, and to amend Sections 601 and 601.1 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to county boards of education, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 845: By Senator Teale—An act to amend Section 148.1 of the Penal Code, relating to false reports of the secreting of bombs and explosives.

Referred to Committee on Judiciary.

Senate Bill No. 846: By Senator Grunsky—An act to add Section 13367 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the taking of chemical tests to determine drivers' intoxication.

Referred to Committee on Transportation.

Senate Bill No. 847: By Senators Regan, Arnold, Beard, Coombs, Dolwig, and Farr (Co-authored by Assemblymen Thelin, Busterud, Sumner, Hanna, Biddick, Bruce F. Allen, MacBride, Crown, and Crawford)—An act to amend Section 1871 of the Code of Civil Procedure, relating to compensation of court-appointed medical expert witnesses.

Referred to Committee on Judiciary.

Senate Bill No. 848: By Senators Regan, Arnold, Coombs, Dolwig, Grunsky, Richards, and Farr (Co-authored by Assemblymen Thelin, Busterud, Sumner, Hanna, MacBride, Masterson, Bruce F. Allen, Francis, Crown, Biddick, and Crawford)—An act to add Section 598 to the Code of Civil Procedure, relating to trial of cases.

Referred to Committee on Judiciary.

Senate Bill No. 849: By Senators Regan, Arnold, Coombs, and Dolwig (Co-authored by Assemblymen Masterson, Busterud, Sumner, Hanna, MacBride, Francis, and Biddick)—An act to add Section 68508 to the Government Code, relating to rules of practice and procedure in the superior, municipal, and justice courts.

Referred to Committee on Judiciary.

Senate Bill No. 850: By Senators Regan, Arnold, Beard, and Coombs (Co-authored by Assemblymen Busterud, and MacBride)—An act to amend Section 601 of the Code of Civil Procedure, relating to peremptory challenges of jurors in civil cases.

Referred to Committee on Judiciary.

Senate Bill No. 851: By Senators Christensen, Richards, and Collier—An act to add Sections 192 and 4015 to the Vehicle Code, as enacted by the Legislature at its 1959 Regular Session, relating to vehicles designed or capable of being used for fire-fighting purposes.

Referred to Committee on Transportation.

Senate Bill No. 852: By Senator Regan—An act to add Section 2224.5 to the Welfare and Institutions Code, relating to the responsibility of relatives under the Old Age Security Law.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 853: By Senator Gibson—An act to amend Sections 5000, 5001, 5002, 5032, and 5132 of, and to add Section 5030.5 to, the Business and Professions Code, and to amend Sections 5001, 5002, 5032, and 5035 of the Business and Professions Code as proposed

to be amended, added, and renumbered by Senate Bill No. 104, relating to the practice of accountancy.

Referred to Committee on Business and Professions.

Senate Bill No. 854: By Senator Farr—An act to amend Section 986.7 of the Military and Veterans Code, relating to farm and home purchases.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 855: By Senator Regan—An act to amend Section 607 of, and to add Section 609.5 to, the Probate Code, and to add Section 14773.5 to the Revenue and Taxation Code, relating to inheritance tax appraisers.

Referred to Committee on Judiciary.

Senate Bill No. 856: By Senators Short and Collier—An act to add Article 5.5 (commencing at Section 7615) to Chapter 1 of Division 4 of the Public Utilities Code, relating to repairs to railroad equipment.

Referred to Committee on Public Utilities.

Senate Bill No. 857: By Senators Miller, Collier, and Short—An act to add Section 6900 to the Labor Code, relating to safety in employment.

Referred to Committee on Public Utilities.

Senate Bill No. 858: By Senators Miller, Collier, Short, and Rodda—An act to add Section 7615 to the Public Utilities Code, relating to railroad equipment.

Referred to Committee on Public Utilities.

Senate Bill No. 859: By Senator Dilworth—An act to amend Section 32 of, and to add Sections 33, 34, 35 and 36 to, the Revenue and Taxation Code, relating to tax exemptions and the filing of declarations of loyalty in support thereof.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 860: By Senator Dilworth—An act to add Sections 43648.1 and 43652.2 to, and to amend Section 43652 of the Government Code, relating to limited obligation bonds, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 861: By Senator Arnold—An act to add Section 516 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 862: By Senator O'Sullivan—An act to add Section 3.1 to, and to amend Sections 20 and 30 of, the Tehama County Flood Control and Water Conservation District Act (Chapter 1280, Statutes of 1957), relating to the Tehama County Flood Control and Water Conservation District.

Referred to Committee on Local Government.

Senate Constitutional Amendment No. 11: By Senators Regan, Arnold, Beard, Coombs, Dolwig, Grunsky, and Farr (Co-authored by Assemblymen Thelin, Busterud, Sumner, Hanna, Biddick, MacBride, Masterson, Bruce F. Allen, Francis, Crown, and Crawford)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 4e to Article VI thereof, relating to the appellate jurisdiction of the district courts of appeal.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 12: By Senators Regan, Arnold, Beard, and Coombs (Co-authored by Assemblymen Busterud and MacBride)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 7 of Article I thereof, relating to juries.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 13: By Senator Gibson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 14 of Article XIII thereof, relating to the veterans' tax exemption.

Referred to Committee on Revenue and Taxation.

Senate Joint Resolution No. 11: By Senators Collier, Gibson, Christensen, Shaw, Burns, Richards, and Berry—Relative to federal highway legislation.

Referred to Committee on Transportation.

Senate Joint Resolution No. 12: By Senator Farr—Relative to co-operation between federal and local agencies.

Referred to Committee on Local Government.

ADJOURNMENT

At 4.25 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, March 3, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-FIFTH LEGISLATIVE DAY

FORTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Tuesday, March 3, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, we pray today for all who labor in the service of this State. Bless Thou all of us together: the Governor in the position of leadership he holds; the Legislature as it considers the enactment of laws for the commonweal; the courts as they administer justice; the departments as they administer the affairs of their offices; the law enforcement agencies and all who work in other capacities. Grant that we may all have wisdom and integrity to do our work so well that the citizens of the State may have reason to speak well of their government. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Merritt R. Hosmer of San Carlos; Mrs. Robert B. Fisher of Los Altos; and Mrs. R. G. Kenyon of San Marino.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. R. S. Walner of Turlock.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the Honorable Judge Oliver J. Carter of San Francisco.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Marcus, Mrs. Minnie Sievers, and Mr. George Kowsk, all of Sausalito.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dorothy Sefton of San Bernardino.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Sven Reher of Los Angeles.

On request of Senators McCarthy and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Rayner, American Field Service Exchange Plan, New Zealand, accompanied by Mrs. Richard Johnson, President of El Camino Chapter for American Field Service Exchange Plan, Sacramento.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edward Mulligan of Millbrae.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge Sam Hall and Mr. Sidney S. Lippow of Martinez.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alex Adorador, instructor, Mrs. Banoff, Mrs. Fuke, Mrs. Mohondro, parents, and the following students of the University Avenue School, Los Gatos: Susan Anderson, Susan Angstadt, Bobby Dee Bagby, Barbara Banoff, Carol Bauer, Judy Buhler, Connie Carl, Rita Carney, Karen Cloninger, Connie Coffelt, Barbara Cross, Bonnie Ewan, Marcia Manson, Peggy Mohondro, Judy Nolan, Pam Pearce, Eileen Phillips, Connie Ratliff, Shannon Solus, Melinda Thompson, Dana Williamson, Merritt Brengartner, Roy Cerrito, Lawrence Fuke, Terry Holmberg, Bill Lane, Eric Poole, Jina Robinson, Bob Stagnaro, Paul Stromgren, John Summers, Ed Taggard, Jim Turrentine, Carl Swenson, and Leonard Marcus.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following: Joseph D. Sullivan, President, Hotel Employers Association; Willard Abels, Executive Vice President, Western Hotels, Inc.; Richard Swig, Vice President, Fairmont Hotel; Paul Handlery, Vice President, Handlery Hotels; Charles C. McAdams, Managing Director, California State Hotel Association; Charles Sneider, Publisher, *San Francisco News*, all of San Francisco.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. R. M. Moon, district superintendent; Mr. Cecil Fager and Mr. Ken Worrell, teachers, and the following students of the Waterford Elementary School District, Waterford: Patty Allen, Jerry Arnett, Patty Batchelor, Anna Beard, Barbara Benson, Marlene Billups, Johnnie Blan, Myrna Bland, Richard Butler, Judy Brown, Sandra Chappell, Carol Cline, Grace DePalma, Mark Erickson, Susan Fager, Margaret Goshorn, Gerald Gowers, Barbara Gunderson, Patsy Harmon, Meredith Hawkins, Glenda Heath, William Heath, Doris Hendershot, Delwin Henry, Sharon Hillier, Chester Hope, Philip Hudson, Charles Hyatt, Terry Jackson, Steve Jaegal, Phillip Jones, Gary Jordan, Linda Kitchens, Delphine Martin, Sharon Murdock, Richard Owens, David Quesenberry, Gary Ray, Van Rorabaugh, Dale Sanders, Phillip

Schmidt, Jane Shaw, Francis Smith, John Smith, Richard Smith, Skippy Thomasson, Janice Todd, Leslie Ussery, Peggy Ward, Warren Weaver, Cheryl Welch, Robert Wells, Pat White, and John Willis.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Esther Coleman and Mrs. Bernice Hungerford, adults, and the following students from Bret Harte, Strohbridge and Winton Schools, Alameda County: Carole Bates, Carol Beauchamp, Kenneth Correa, Ronald Deininger, Patsy Duncan, Ronald Duncan, Scott Dunn, Buddy Fancher, Kurt Francis, Christie Ganes, Kathleen Gonzalez, Gwen Jensen, Bruce Levine, Joseph Linn, Richard McMahon, Joan Moffitt, Barrie Stewart, William Tervay, Mike Bailey, Steven Bowman, James Brussart, Sylvia Burch, Roxanne Douglas, Bonnie Garcia, Steve Hanrahan, Warren Jaeger, Michael McCarthy, Barbara McFadden, Glenn Miller, James Moore, Margaret Reynolds, Judith Royal, Jackie Silva, Pamela Burke, Carla Carlin, Roy Chatfield, James Cleary, Rudy Fuentes, Ian Gerstel, Alan Haynes, Lyle Hobergren, Joan Johnson, Maudene Joseph, Linda McClaren, Linda Mundy, Janie Lummus, John Martinez, Marilyn Pinheiro, Diane Rowe, Judy Salinero, and Anthony Vargas.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Walter Ponty-nen, instructor, and the following students of the Sacramento Union Academy, Carmichael: Pat Burritt, Jim Couperus, Louis Cuccia, Jack Dawson, Jim Giardina, Carole Hann, Kathy Mae Farland, Lorna Mc-deiros, Jeanette Moore, Wayne Moreira, Claudia Newell, Bea Patino, Frank Poynter, Dan Reed, Nona Smith, Mary Traynor, Pixie Underwood, Jack Wittmier, Jeanette Wright, Joyce Nelson, and Joyce Mays.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Lathrop, Principal, Napa Evening College, Mrs. George von Uhlig, instructor, citizenship class, and the following students of this class: Mr. Erik Berg, Mrs. Svea Berg, Mr. John Duser, Mrs. Jesus Lopez, Mrs. Maria Rau, Mrs. Charlotte Schuler, Mrs. Jung Suk Slack, and Charles von Uhlig.

RECESS

At 3.15 p.m., on motion of Senator Holmdahl, the Senate recessed for the purpose of introducing Dr. Clark Kerr, President of the University of California, and his party.

COMMITTEE ON ESCORT

The President appointed Senators Holmdahl, Miller, McCarthy, Farr, and Grunsky as a Special Committee to escort Doctor Kerr to the rostrum.

Senator Holmdahl introduced Doctor Kerr to the Senate.

Doctor Kerr addressed the Senate briefly and stated that this great State of California has the best government of any of the states and also the best school system, which was accomplished by the efforts of Members of this Senate and their predecessors.

Doctor Kerr then introduced Mr. Don McLaughlin, Chairman of the Board of Regents, and Mr. Gerald Hager, member of the Board of Regents of the University of California.

REASSEMBLED

At 3.27 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

RECESS

At 3.30 p.m., on motion of Senator McBride, the Senate recessed for the purpose of introducing Judge Thomas B. White.

COMMITTEE ON ESCORT

The President appointed Senators McBride, Murdy and Stiern as a Special Committee to escort Judge Thomas B. White to the rostrum. Senator McBride introduced Judge White to the Senate.

Judge White expressed his appreciation for the courtesies and privileges extended him by the Senate.

REASSEMBLED

At 3.35 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 2, 1959

*Honorable J. A. Beek, Secretary of the Senate
Senate Chambers, State Capitol
Sacramento, California*

DEAR MR. BEEK: Governor Brown was pleased to prepare the enclosed proclamation designating September 18th to 27th Pacific Festival Days.

Sincerely,

JERRY MAHER, Press Secretary

Enc.

EXECUTIVE DEPARTMENT

State of California

PROCLAMATION

WHEREAS, The City and County of San Francisco, in co-operation with civic leaders and organizations, has sponsored in the past an event known as "Pacific Festival Days"; and

WHEREAS, The objective of the festival was to promote mutual understanding among the nations on the shores of the Pacific Ocean and to further the growth and development of this area; and

WHEREAS, Attaining that objective is a worthy project and important in maintaining the strength and vitality of the peoples of the free world; now, therefore,

I, Edmund G. Brown, Governor of the State of California, do hereby proclaim September 18 to 27 Pacific Festival Days and urge all our citizens to take part in appropriate ceremonies designed to make the festival a success.

IN WITNESS WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of California to be affixed this second day of March, A. D., One Thousand Nine Hundred and Fifty-nine.

EDMUND G. BROWN, Governor

ATTEST: FRANK M. JORDAN
Secretary of State

CHAS. J. HAGERTY
Assistant Secretary of State

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 3, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 4	Assembly Bill No. 363
Assembly Bill No. 22	Assembly Bill No. 425
Assembly Bill No. 34	Assembly Bill No. 448
Assembly Bill No. 57	Assembly Bill No. 451
Assembly Bill No. 111	Assembly Bill No. 452
Assembly Bill No. 151	Assembly Bill No. 456
Assembly Bill No. 222	Assembly Bill No. 533
Assembly Bill No. 235	Assembly Bill No. 560
Assembly Bill No. 278	Assembly Bill No. 566
Assembly Bill No. 288	Assembly Bill No. 584
Assembly Bill No. 290	Assembly Bill No. 627
Assembly Bill No. 310	Assembly Bill No. 637
Assembly Bill No. 360	Assembly Bill No. 651

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 4—An act to amend Sections 74341, 74343, and 74345 of the Government Code, relating to the municipal court in a district embracing the City of San Diego, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 22—An act to add Section 541 to the Streets and Highways Code, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Assembly Bill No. 34—An act to amend Sections 375.8, 377.8, and 1118 of the Agricultural Code, relating to New York dressed fowl.

Referred to Committee on Agriculture.

Assembly Bill No. 57—An act to amend Section 8 of the Corporations Code, to add Section 11 to the Code of Civil Procedure, to amend Section 31 of the Education Code as enacted by the Legislature at the 1959 Regular Session, to amend Section 8 of the Financial Code, to amend Section 8 of the Labor Code, to add Section 5 to the Probate Code, to amend Section 8 of the Public Utilities Code, to amend Section 10 of the Vehicle Code, and to add Section 29 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of certified mail.

Referred to Committee on Judiciary.

Assembly Bill No. 111—An act to amend Sections 5931 and 7842 of the Elections Code, relating to absentee voter ballots.

Referred to Committee on Elections.

Assembly Bill No. 151—An act to amend Section 14108 of the Education Code, relating to the compensation of members of school district personnel commissions.

Referred to Committee on Local Government.

Assembly Bill No. 222—An act to amend Section 705.3 of the Vehicle Code, and to amend Section 35552 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to logging trucks.

Referred to Committee on Transportation.

Assembly Bill No. 235—An act to add Section 705.2 to the Vehicle Code, and to add Section 35553 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to logging trucks.

Referred to Committee on Transportation.

Assembly Bill No. 278—An act to amend Sections 10201, 10321.5, and 10581.5 of the Business and Professions Code, relating to real estate licenses.

Referred to Committee on Business and Professions.

Assembly Bill No. 288—An act to amend Sections 4501 and 4552 of the Welfare and Institutions Code, relating to medical care for recipients of aid to the disabled.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 290—An act to add Section 5011 to the Elections Code, relating to misrepresentation in election campaigns.

Referred to Committee on Elections.

Assembly Bill No. 310—An act to amend Section 1181 of the Civil Code, relating to officers who may take proof or acknowledgment of an instrument.

Referred to Committee on Judiciary.

Assembly Bill No. 360—An act to amend Section 24228 of the Health and Safety Code, relating to air pollution control districts.

Referred to Committee on Local Government.

Assembly Bill No. 363—An act to amend Section 4238 of, to repeal Section 4239 of, the Education Code, and to amend Section 2561 of, and to repeal Section 2562 of, the Education Code as proposed by Senate Bill No. 2, relating to the formation of junior college districts.

Referred to Committee on Education.

Assembly Bill No. 425—An act to amend Sections 11002 and 11003 of the Government Code, relating to receipt of mail by the State and its agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 448—An act to amend Section 15451 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school buildings.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 451—An act to amend Section 19302 of the Education Code, and to amend Section 17101 of the Education Code as proposed by Senate Bill No. 2, relating to charges against school district funds.

Referred to Committee on Local Government.

Assembly Bill No. 452—An act to amend Section 5901 of the Education Code and Section 21301 of the Education Code as proposed by Senate Bill No. 2, relating to school district funds.

Referred to Committee on Local Government.

Assembly Bill No. 456—An act to add Section 32109 to the Health and Safety Code, and to amend Section 4501 of the Elections Code, relating to hospital districts.

Referred to Committee on Elections.

Assembly Bill No. 533—An act to amend Section 1225 of the Government Code, relating to the authority of legislators to administer and certify oaths.

Referred to Committee on Judiciary.

Assembly Bill No. 560—An act to amend Section 1080 of the Agricultural Code, relating to use and application of injurious materials.

Referred to Committee on Agriculture.

Assembly Bill No. 566—An act to amend Sections 3632 and 3672 of the Corporations Code, relating to amendments to articles of incorporation.

Referred to Committee on Judiciary.

Assembly Bill No. 584—An act to amend Section 263.2 of, and to add Sections 260.25 and 260.85 to, the Agricultural Code, relating to bovine brucellosis.

Referred to Committee on Agriculture.

Assembly Bill No. 627—An act to add Section 329.5 to the Code of Civil Procedure, relating to the statute of limitations.

Referred to Committee on Judiciary.

Assembly Bill No. 637—An act to amend Section 3000 of the Welfare and Institutions Code, relating to aid to needy blind persons.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 651—An act to amend Section 4160 of the Welfare and Institutions Code, relating to aid to the needy disabled.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 12—An act to repeal Section 7148 of the Fish and Game Code, relating to possession of trout, and declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the third day of March, 1959, at 10.30 a.m.

BURNS, Chairman

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 177

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 155

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 37

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 40

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Transportation.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 232

Assembly Bill No. 27

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 149

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 101

Senate Bill No. 105

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 45

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERHART, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 143

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

Above reported bill ordered to second reading.

LETTER OF TRANSMITTAL

SENATE CHAMBER, SACRAMENTO, March 3, 1959

*Hon. Glenn M. Anderson, President of the Senate
Senate Chamber, State Capitol*

DEAR SIR: The Senate Legislative Representation Committee has met and is herewith submitting a Progress Report for consideration of the Members of the Senate.

The committee requests that this progress report be appropriately inserted in the Senate Daily Journal.

Respectfully submitted,

HUGO FISHER, Chairman

STANLEY ARNOLD, Vice Chairman

JOHN A. MURDY

DONALD L. GRUNSKY

JAMES J. McBRIDE

**PROGRESS REPORT OF THE SPECIAL SENATE COMMITTEE
ON LEGISLATIVE REPRESENTATION**

This committee, pursuant to the duties with which it is charged by the Standing Rules of the Assembly and Section 9909 of the Government Code, has reviewed the statements, letters of authorization, and monthly reports of the persons hereinafter named, and unless good cause to the contrary is shown, all of the persons named in this report is entitled to have this committee grant to him a Certificate of Registration as Legislative Advocate. Accordingly, not less than five days after the filing of this report, unless in the meantime good cause for not doing so appears, your committee will grant Certificates of Registration as Legislative Advocate to the following named persons:

Legislative Advocates

Abney, Hermon F., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
Acton, William B., 210 Post St., San Francisco 8
Liquor Stores & Taverns Association
Albertoni, A. E., Senator Hotel, Sacramento
Federated Fire Fighters of California
Albrecht, Eugene L., Sr., 1320 N St., Apt. 201, Sacramento
California State Firemen's Association, Inc.
Allen, Bruce F., 926 J Bldg., Sacramento
Redevelopment Agency of the City of Sacramento
Allen, Howard P., El Mirador Hotel, Sacramento
Southern California Edison Company
Alvin, Cass D., El Mirador Hotel, Sacramento
United Steelworkers of America
Amador, Richard S., Rm. 308, Senator Hotel, Sacramento
California Teamsters Legislative Council
Anderson, Carl, El Mirador Hotel, Sacramento
Association of Northern California Loggers
Anderson, T. D., 112 Market St., Rm. 607, San Francisco 11
Employment Agencies Association of Northern California
H. Moffat Co.
Union Sheep Co.
James Allen & Sons
Del Monte Meat Co.
Union Products Corp.
Wm. Taaffe & Company, Inc.

- Archibald, A. L., Land Hotel, Sacramento
California Council for the Blind, Inc.
- Arnold, Lewis E., Senator Hotel, Sacramento
City of Los Angeles, Bureau of Engineering
- Ballard, G. W., 1320 N. St., Sacramento
Brotherhood of Railroad Trainmen
- Barton, William H., 11th & L Bldg., Rm. 301, Sacramento
California Teachers Association
- Beard, Kennan H., P. O. Box 561, Modesto
East Modesto Industrial Association
- Becker, William L., Rm. 206, 2940 16th St., San Francisco
California Commission for Fair Employment Practices
California State Psychological Association
- Beckus, Robert J., Senator Hotel, Sacramento
Dairy Institute of California
- Berry, Mrs. Robley, 373 Coventry Road, Berkeley 7
California Congress of Parents & Teachers
- Bierly, Sidney H., 475 Huntington Drive, San Marino 9
California Fertilizer Association
- Blackburn, William F., 2436 N. Hollywood Way, Burbank
California Check Sellers & Cashers Association
- Blease, Coleman Arthur, Rm. 610 Forum Bldg., Sacramento
Friends Committee on Legislation
- Bloom, Edward J., Senator Hotel, Sacramento
California Barber College Association
- Bramkamp, Lynn, 925 Forum Bldg., Sacramento
California Milk Producers Federation
- Branco, Joe, 1617 10th St., Sacramento
Western Dairymen's Association
- Brandon, Everett P., 690 Market St., San Francisco
National Association for the Advancement of Colored People
- Branstetter, Wanda G., Chandler Field, Fresno 6
Agricultural Aircraft Association, Inc.
- Brent, George, Senator Hotel, Sacramento
California Federation of Service Stations
- Broaders, Halden C., 2301 H St., Sacramento
Bank of America National Trust & Savings Association
- Bromley, Elmer P., El Mirador Hotel, Sacramento
Southern California Edison Company
P. G. & E., San Francisco
California Oregon Power Company
Southern California Gas Company, Los Angeles
Southern Counties Gas Company, Los Angeles
California Electric Power Company, Riverside
San Diego Gas & Electric Company, San Diego
- Brown, Edward A., 1754 Bidwell Way, Sacramento
California Trailer Park Association
- Brown, Robert C., Rm. 1301, 926 J Bldg., Sacramento
California Taxpayers' Association
- Brumbaugh, Capt. Cal F., 1213 H St., Sacramento
California Association of Highway Patrolmen

- Bryant, Mrs. Ardis, 1815 Garden St., Santa Barbara
American Association of University Women
- Burns, Donald Carlton, Senator Hotel, Sacramento
California State Association of Life Underwriters
- Callahan, Michael R., Senator Hotel, Sacramento
California State Council of Culinary Workers, Bartenders, and Hotel
Service Employees
- Campbell, Mrs. Gaye, Senator Motel, Sacramento
California State Association of Journeymen Barbers, Hairdressers,
Cosmetologists, Masseurs and Proprietors
- Cannon, Vern H., Senator Hotel, Sacramento
California Teamsters Legislative Council
- Carmichael, Lester H., 2758 Eastern Ave., Sacramento 25
Brotherhood of Railroad Signalmen of America
- Carpenter, Richard, Senator Hotel, Sacramento
League of California Cities
- Carpenter, William E., 611 Elks Bldg., Sacramento
County of Alameda
- Carr, Francis J., El Mirador Hotel, Sacramento
Pacific Gas & Electric Company
- Carry, Charles R., Ferry Bldg., Terminal Island
California Fish Cannery Association, Inc.
- Cashion, Mrs. Valerie V., 248 Del Mar, San Mateo
American Association of University Women
- Castiglione, Frank W., 3091 Wilshire Blvd., Los Angeles
Western Growers Association
- Castor, Mrs. Henry, 120 South Euclid Ave., Pasadena
League of Women Voters of California
- Chadwick, John E., 1400 S St., Sacramento
Associated General Contractors of America, Inc.
- Chandler, Connie Clara, Senator Hotel, Sacramento
Liberty League
- Chandler, Laurence, Rm. 7, 302-B South Brand Blvd., Glendale 4
California Loan & Finance Association
- Cheshire, Harry V., Jr., Senator Hotel, Sacramento
Automobile Club of Southern California
- Christensen, Brunel, 1400 10th St., Likely
California Cattlemen's Association
- Clar, Mrs. Evelyn M., 1681 Parkmead Way, Sacramento
League of Women Voters of California
- Clark, Robert, El Mirador Hotel, Sacramento
United Steelworkers of America
- Cleary, Donald W., Senator Hotel, Sacramento
San Francisco City & County
- Clopton, Mort L., 639 South Spring St., Los Angeles 14
California Manufacturer's Association
- Colwell, Mrs. Max, 322 W. 21st St., Los Angeles
California Congress of Parents & Teachers
- Conaghan, James A., 354 21st St., Oakland 12
Alameda County Milk Dealers Association
- Consiglio, Thomas, El Mirador Hotel, Sacramento
United Steel Workers of America

- Cook, Geoffrey, El Mirador Hotel, Sacramento
Southern California Edison Company
- Cooper, Vincent T., 500 Elks Bldg., Sacramento
County Supervisors Association of California
- Coram, Paul S., P. O. Box 53, Riverside
Dairymen's Service Association
- Cralle, Robert E., Senator Hotel, Sacramento
California Association of School Administrators
- Creagh, Merrick W., 1100 26th St., Bakersfield
Kern County Board of Supervisors
- Creedon, Daniel J., El Mirador Hotel, Sacramento
Malt Beverage Industry
- Creighton, Robert C., Senator Hotel, Sacramento
City of Long Beach
- David, Nina V., Senator Hotel, Sacramento
California Federation of Service Stations
- Davis, Allan E., Forum Building, Sacramento
California Manufacturers Association
- Davis, Byron H., Regis Hotel, Sacramento
Railroad Shopcrafts Legislative Committee of California
The American Railway Supervisors Association
Sheet Metal Workers' International Association
International Association of Machinists
International Brotherhood of Firemen & Oilers
International Brotherhood of Boilermakers, Iron Shipbuilders, Blacksmiths, Forgers, & Helpers
- Davis, Edward M., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
- Davis, Herbert C., El Mirador Hotel, Sacramento
California Fish Cannery Association
- Davis, Neill, El Mirador Hotel, Sacramento
California Savings & Loan League
- Davis, Sherrod Stone, 307 B St., P. O. Box 152, San Mateo
Kirkbride, Wilson, Harzfeld & Wallace
- Dean, J. M., 2351 W. 3rd St., Los Angeles 57
Building Material Dealers Credit Association
- Del Guercio, Richard A., 603 Elks Bldg., Sacramento
Los Angeles County Board of Supervisors
- Desch, Fred J., Senator Hotel, Sacramento
Trailer Coach Association
- Dibiasi, Nate, 600 4th Ave., Broderick
Southern California District Council ILWU
- Dicaro, Lawrence B., 3716 J St., Sacramento
Associated Master Barbers and Beauticians of California
- Dick, J. Edgar, 1400 10th St., Sacramento
California Cattlemen's Association
- Dieffenbacher, Joseph R., Senator Hotel, Sacramento
California Grocers Association
Pacific States Cold Storage
California Warehousemen's Association
California Association of Ice Industries

- Donohue, Robert B., 717 Market St., San Francisco
California Association of Industrial Loan Companies
- Doyle, Donald D., Sutter Club, Sacramento
The Pharmaceutical Institute
- Draper, W. Marvin, Jr., 5464 Foothill Blvd., Oakland 1
California Credit Union League
- Dudley, Arthur S., 549 Southgate Road, Sacramento
Western Tax Council, Inc.
- Durbrow, Robert T., Senator Hotel, Sacramento
Irrigation Districts Association of California
- Ellis, William, Californian Hotel, Sacramento
Brotherhood of Locomotive Firemen & Enginemen
- Evans, James A., El Mirador Hotel, Sacramento
California Institute of Social Welfare
- Farley, Goscoe O., El Mirador Hotel, Sacramento
State Bar of California
- Farr, Miss Marion, 2024½ Ocean Park Blvd., Santa Monica
American Association of University Women (Calif. State Div.)
- Fassett, Weston W., 3949 E. Pacific Ave., Sacramento
Retired State Government Employees Association of California
- Fee, Rufus S., Senator Hotel, Sacramento
Metropolitan Water District of Southern California
- Feinberg, George, 1315 K St., Sacramento 14
California State Employees Association
- Ferris, Melton, Sutter Club, Sacramento
American Institute of Architects, California Council
- Finks, Harry, 2210 H St., Sacramento
California Labor Federation AFL-CIO
- Forbes, E. F., 604 Mission St., San Francisco 5
Western States Meat Packers Association, Inc.
- Fort, Robert O., 1020 8th St., Sacramento
Peace Officers Association of California
California State Sheriffs Association
- Fossette, Carl, Senator Hotel, Sacramento
West Basin Water Association
- Fraser, John, Senator Hotel, Sacramento
Public Health League of California
- Gaede, Mrs. Grace T., Senator Hotel, Sacramento
California School Boards Association
- Gardiner, Robert A., 811 25th St., Sacramento
California Water Association
- Gardner, Howard, Senator Hotel
League of California Cities
- Garibaldi, James D., Senator Hotel, Sacramento
Hollywood Turf Club
Del Mar Turf Club
California Beverage Distributors Association
Pacific Outdoor Advertising Company
California Association of Highway Patrolmen
- Garland, Gordon H., Senator Hotel, Sacramento
California Water Development Council

- Garrod, Ralph Vince, El Mirador Hotel, Sacramento
Farmers Underwriters Association
California Farmers Inc.
- Garrod, Richard R., El Mirador Hotel, Sacramento
Farmers Underwriters Association
- Giammugnani, Tes. L., 4601 H St., Sacramento
California Rental Owners Association
- Gilchrist, John Parker, 16th & N Sts., Sacramento
Northern California Seafood Institute
Collateral Loan Association
- Gill, Joseph C., 727 W 7th, Los Angeles 17
County Sanitation Districts of Los Angeles County
Southeast Recreation & Park District
Norwalk Hospital District
- Gilliss, William E., Senator Hotel, Sacramento
California Association of Timber Truckers
American Institute of Architects, California Council
Central Valley Thoroughbred Breeders Committee
Chiropractic Institute of California
- Gilmore, John F., 1400 10th St., Sacramento
California Hay, Grain & Feed Dealers Association
- Glade, J. Richard, 803 11th & L Bldg., Sacramento
Inter Association Unemployment Insurance Committee
- Glass, Margaret M., El Rancho Hotel, Sacramento
Challenge Cream & Butter Association
- Goddard, Merle J., Senator Hotel, Sacramento
California Grocers Association
- Goodrich, Mrs. Patterson, 8721 Sunset Plaza Terrace, Los Angeles 46
American Association of University Women
- Goslow, Mrs. Robert H., 16037 Miami Way, Pacific Palisades
American Association of University Women
- Goss, William R., 217 South Hill St., Los Angeles 12
California Firechiefs Association (Northern Division)
- Greenberg, Maxwell E., 3540 Wilshire Blvd., Los Angeles 5
Lenders' Service Corporation
- Gregory, Philip J., El Mirador Hotel, Sacramento
California Bankers Association
Investment Bankers Association of America
California Mortgage Bankers Association
- Hadeler, William D., Senator Hotel, Sacramento
California Grocers Association
- Haggerty, C. J., 995 Market St., San Francisco
California Labor Federation AFL-CIO
- Halstead, Jack L., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
- Hammell, Irving E., 1012 Meredith Drive, Bakersfield
Allied Printing Trades Legislative Committee
- Hanley, Robert E., 1400 10th St., Sacramento
California Farm Bureau Federation
- Hannegan, John J., Forum Bldg., Sacramento
Farmers Underwriters Association

- Hanson, Chester G., Senator Hotel, Sacramento
Metropolitan Water District of Southern California
- Hanson, S. G., 1315 K St., Sacramento
California State Employees Association
- Hardinge, Franklin, Jr., P. O. Box 344-N, 1444 Wentworth, Pasadena
California Savings & Loan League
- Harley, James A., P. O. Box 222, 820 Main St., Martinez
Contra Costa County Employees Association
- Harris, Thomas Leonard, Senator Hotel, Sacramento
California Teamsters Legislative Council
- Hayes, Barbara Lang, El Mirador Hotel, Sacramento
American Association of University Women
- Haywood, Roy, 1503 10th St., Sacramento
Associated Master Barbers and Beauticians of California
- Healey, Lester, El Mirador Hotel, Sacramento
California Electric Power Company
- Held, Owen H., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
California State Firemen's Association
- Hibbert, Maurice E., 727 W. 7th St., Los Angeles 17
Challenge Cream & Butter Association
- Hoffman, Verne W., Park Mansions Apts., Sacramento
California Correctional Officers Association
California Wild Life Federation
- Holmes, Carl M., 1414 K St., Sacramento
Pacific Telephone & Telegraph Company
- Howe, Leslie D., Rm. 1301, 926 J Bldg., Sacramento 14
California Taxpayers Association
- Hubbard, Leslie V., Jr., 925 Forum Bldg., Sacramento
California Milk Producers Federation
- Huffman, Mrs. Robert, 548 Tuolumne Place, Stockton 4
American Association of University Women (California State Division)
- Hukill, Brooke, 8315 South Rosemead, Pico Rivera
Dairy Information Service
- Isaksen, Marvey C., Senator Motel, Sacramento
California State Association of Journeymen Barbers, Hairdressers,
Cosmetologists, Masseurs & Proprietors
- Issel, George, Park Hotel, Sacramento
Fish Cannery Workers & Fishermen's Union of the Pacific, San
Francisco & Moss Landing Bay Areas
- Jenner, Kenneth E., 2650 Russell St., Berkeley 5
California Landscape Contractors Association, Inc.
- Jeske, Howard L., 2020 L St., Sacramento
California-Western States Life Insurance Company
- Johns, Alger II., 1545 N. Verdugo Rd., P. O. Box 146, Glendale
Pacific Union Conference of Seventh-Day Adventists
- Johnson, Michael P., 600 4th St., Sacramento
Northern California District Council ILWU
- Jones, Robert W., 1405 E. 22d St., Merced
Order of Repeatermen & Toll Testboardmen Local 1011 IBEW,
AFL-CIO

- Kahn, Max R., Senator Hotel, Sacramento
Jefferson E. Peyser (General Counsel for Wine Institute)
- Kaitz, Walter, 2011 Yale St., Sacramento
California Real Estate Association
California Bus Association
- Karlstad, Olaf, 6224 43rd St., Sacramento
California Association of Barbers & Beauticians
- Keirn, G. Dale, 110 Elm St., Modesto
California School Employees Association
- Keller, Lewis, Senator Hotel, Sacramento
League of California Cities
- Kelly, Andy, 1833 South Orange Drive, Los Angeles 19
Ocean Fish Protective Association
- Kennedy, Anthony J., 635 Forum Bldg., Sacramento
California State Dental Association
Southern California State Dental Association
California Legislative Council of Professional Engineers
California Association of Dispensing Opticians
- Kennedy, Harold W., Senator Hotel, Sacramento
Los Angeles County Board of Supervisors
- Kennedy, John R., Elks Bldg., Sacramento
Santa Clara County Board of Supervisors
- Kennedy, Vincent D., 11th & L Bldg., Sacramento
California Retailers Association
- Knorp, Albert J., 4871 Alta Drive, Sacramento
Home Builders Council of California
- Kramer, Calvin W., 2301 E. St., Sacramento
Brotherhood Maintenance of Way Employees
- Kruse, Alan P., 46 Kearney St., San Francisco
California Savings & Loan League
- Landels, Edward D., El Mirador Hotel, Sacramento
California Bankers Association
Investment Bankers of America
California Mortgage Bankers Association
- Langstaff, Clarence H., Rm. 603 Elks Bldg., Sacramento
Los Angeles County Board of Supervisors
- Larson, Kenneth Donald, 1320 N St., Sacramento 14
Los Angeles County Fire Fighters Association No. 1014
- Lawsen, Mrs. Thomas E., 4836 Crestwood Way, Sacramento
California Congress of Parents & Teachers, Inc.
- Laymon, Fred E., Senator Hotel, Sacramento
Automobile Club of Southern California
Interinsurance Exchange of the Automobile Club of Southern California
- Leavey, H. Harold, 2020 L St., Sacramento
California-Western States Life Insurance Co.
- Lecain, Frank, Senator Motel, Sacramento
California State Association of Journeymen Barbers, Hairdressers,
Cosmetologists, Masseurs & Proprietors
- LeFevre, Allen, El Mirador Hotel, Sacramento
Foster and Kleiser Company

Leonard, Edmund D., Senator Hotel, Sacramento
California Self-Insurers Association
Lincoln, Chester C., Park Mansion Apts., Sacramento
Merchants & Manufacturers Association of Los Angeles
Loheit, Robert, 3716 J St., Sacramento
Associated Master Barbers & Beauticians of California
Long, E. A., Penobscot Ranch, Cool
Western Harness Racing Association
Long, John B., Rm. 240, 11th and L Bldg., Sacramento
California Newspaper Publishers Association, Inc.
Love, Dan R., Jr., Senator Hotel, Sacramento
Southern Pacific Company
Luther, John M., 334 Forum Bldg., Sacramento
California Central Valleys Flood Control Association
Lyon, Charles W., Senator Hotel, Sacramento
Southern California Merchants Association
Lyons, William, Senator Hotel, Sacramento
Department of Water & Power, City of Los Angeles
McAdams, Charles L., 2975 Wilshire Blvd., Los Angeles 5
California State Hotel Association
McClung, Emmons, 11th and L Bldg., Sacramento
California Retailers Association
McDonough, Martin, 926 J Bldg., Sacramento
Redevelopment Agency of the City of Sacramento
McElheney, John W., 1315 K St., Sacramento
California State Employees Association
McElligott, Peggy L., 307 B St., San Mateo
Kirkbride, Wilson, Harzfeld, and Wallace
McGilvray, Kenneth G., 714 Forum Bldg, Sacramento
Building Material Dealers Credit Association
Associated Credit Bureaus of California
Petroleum Equipment Suppliers Association
McGinn, Hulda, El Mirador Hotel, Sacramento
Northern California Theaters Association
McGlynn, Harold J., 1414 K St., Sacramento
Pacific Telephone & Telegraph Company
McGowan, William N., 2220 Bancroft Way, Berkeley 4
California Association of Secondary School Administration
McKay, Robert E., 11th & L Bldg., Sacramento
California Teachers Association
McLain, George, Park Mansions Apts., Sacramento
California Institute of Social Welfare
McLaughlin, Francis M., 605 Elks Bldg., Sacramento
Los Angeles County
McLean, William J., 1414 K St., Rm. 602, Sacramento
Pacific Telephone & Telegraph Company
McLellan, Richard U., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
McLennan, Alfred D., El Mirador Hotel, Sacramento
Atchison, Topeka & Santa Fe Railway Co.

- McWhinney, W. C., Senator Hotel, Sacramento
City of Long Beach
- Maffit, Norman H., 604 Mission St., San Francisco 5
Western States Meat Packers Association
- Mahler, Theresa S., Rm. 35, 135 Van Ness Ave., San Francisco
Association for Nursery Education of Northern California
- Markey, James S., Park Mansions Hotel, Sacramento
Collectors Advisory Council
- Matthews, Hazen L., 712 Title Insurance Bldg., Los Angeles
California Land Title Association
- Mau, Carl F., 374 W. Santa Clara St., San Jose
California Water Service Company
- Mazor, Stanley, 6206 Bullard Dr., Oakland
California Junior Statesmen of America
- Meredith, George F., 11th & L Bldg., Sacramento
East Bay Municipal Utility District
- Merrill, Louis S., 2500 Stockton Blvd., Sacramento
Western Fairs Association, Inc.
- Merz, Elmer J., 304 Mitau Bldg., Sacramento
California Association of Nurserymen
- Middaugh, A. R., Senator Hotel, Sacramento
County of San Mateo, Hall of Justice & Records
- Middleton, William T., 620 W. 6th St., Los Angeles 17
Trans World Airlines, Inc.
- Miller, Burt W., 11th & L Bldg., Sacramento
California Retailers Association
- Miller, Charles J., Suite 611, 926 J Bldg., Sacramento
State Employees Building Corporation
- Miller, James A., Elks Building, Sacramento
California State Hotel Association, Ltd.
California State Restaurant Association
- Miller, Leslie W., 1331 T St., Sacramento
Construction Industry Legislative Council
California State Builders Exchange
- Miller, William L., 217 South Hill St., Los Angeles 12
California Fire Chief's Association
- Minard, Claude, 11th & L Bldg., Sacramento
California Railroad Association
- Misuraca, Charles V., Rt. 1, Box 191, Dixon
Western Dairymen's Association
- Mitchell, G. R., Regis Hotel, Sacramento
Brotherhood of Locomotive Engineers
- Moeller, Kenneth G., El Rancho Hotel, Sacramento
Oakland Chamber of Commerce
- Molner, Duke, El Mirador Hotel, Sacramento
United Wholesale Liquor Dealers Association of California
- Morris, Jack F., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
- Moyse, Ralph E., 414 Front St., San Francisco
Wholesale Fruit and Produce Dealers, Ass'n of San Francisco
- Murphy, Clarence E., 5464 Foothill Blvd., Oakland 1
California Credit Union League

- Murray, James, Jr., 727 J St., Sacramento
California Barber College Association
- Nall, Carl E., 1304 E. 7th St., Rm. 256, Los Angeles
Pacific Dairy & Poultry Association
- Neal, William H., Senator Hotel, Sacramento
City of Los Angeles
- Neville, John T., Senator Hotel, Sacramento
City of Los Angeles
- Nickel, George D., El Mirador Hotel, Sacramento
Beneficial Management Corporation of America
- Nielsen, Roy J., 309 Bank of America Bldg., Sacramento
California Association of Collectors, Inc.
- Nolder, Thomas A., 500 Elks Bldg., Sacramento
County Supervisors Association of California
- Norcross, Lee H., D. C., Apt. 307, Senator Manor, Sacramento
California Chiropractic Association
- Nowell, Louis R., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
- Oliver, David V., Senator Hotel, Sacramento
Association of California Insurance Companies
Canners League of California
- Olsen, S. J., Senator Motel, Sacramento
California State Association of Journeymen Barbers, Hairdressers,
Cosmetologists, Masseurs & Proprietors
- Oughton, Albert R., 1006 24th St., Sacramento
International Union of Operating Engineers, Stationary Local 39
- Pattee, W. Burleigh, 111 Sutter St., San Francisco 4
Sperry & Hutchinson Company
- Peterson, Lynn G., Senator Hotel, Sacramento
Pabst Brewing Company
- Peyser, Jefferson E., Senator Hotel, Sacramento
Wine Institute
Independent Mortgage Bankers Association
California Housing Council
- Pitts, Thomas L., Senator Hotel, Sacramento
California Labor Federation AFL-CIO
- Pomeroy, Jack F., 24 California St., San Francisco 11
Lumber Merchants Association of Northern California
- Read, Ben H., Senator Hotel, Sacramento
Public Health League of California
- Reagan, Bennie C., 315 S. Broadway, Los Angeles
California Check Sellers & Cashers Association
- Redwine, Kent H., El Mirador Hotel, Sacramento
Association of Motion Picture Producers, Inc.
Motion Picture Association of America
- Reynolds, Harold G., Jr., 1714 Capitol Avenue, Sacramento
California State Nurses Association
- Reynolds, Ralph Edwin (Ted), El Mirador Hotel, Sacramento
California Roadside Council, Inc.
- Richards, Russell D., 1400 10th St., Sacramento
California Farm Bureau Federation

- Riley, Robert M., 448 South Hill St., Los Angeles 13
California State Restaurant Association
- Rose, Vernon L., 3716 J Street, Sacramento
Associated Master Barbers and Beauticians of California
- Ross, Kenneth A., Jr., El Mirador Hotel, Sacramento
Associated General Contractors (Southern California Chapter)
- Rossi, Jack G., 4320 Valmonte Dr., Sacramento 25
Associated Farmers of California, Inc.
- Rowland, Gilford G., 537 Forum Bldg., Sacramento
Pacific American Steamship Association
Federated Employers of San Francisco
- Sajor, Edmund C., 1320 Webster St., Oakland 12
Oakland Chamber of Commerce
- Salisbury, E. E., El Mirador Hotel, Sacramento
Public Health League of California
- Samuels, Tom, 222 South 2nd St., San Jose
Building Material Dealers Association
- Schofield, W. R., Senator Hotel, Sacramento
California Forest Protective Association
- Scully, Charles P., 995 Market St., San Francisco
California Labor Federation AFL-CIO
- Seedman, George M., El Rancho Hotel, Sacramento
Rowe Service Company
- Sharpe, Robert H., 1315 K St., Sacramento
California State Employees Association
- Shepherd, George M., 28 N. 1st St., San Jose 13
California Drycleaners Association, Inc.
- Shields, Randle P., Senator Hotel, Sacramento
San Francisco Chamber of Commerce
- Shults, Albert J., El Mirador Hotel, Sacramento
General Petroleum Corporation
Richfield Oil Corporation
Shell Oil Company
Tidewater Oil Company
- Siegel, William M., 500 Elks Bldg., Sacramento
County Supervisors Association of California
- Silva, Frank A., Pacific Bldg., San Francisco
California Federated Institute, Inc.
- Skolil, Mrs. Ruth Herron, 5674 Montezuma Rd., San Diego 15
American Association of University Women
- Slafter, Herbert A., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
- Smith, Burek, Senator Hotel, Sacramento
American Airlines, Inc.
- Smith, Dave F., El Mirador Hotel, Sacramento
Motor Car Dealers Association of Southern California
- Smith, Fred C., 1320 N St., Apt. 304, Sacramento
Los Angeles County Fire Fighters Association No. 1014
- Smith, Russell, El Mirador Hotel, Sacramento
Motor Car Dealers Association of Southern California
- Snell, Mrs. Arthur J., 801 W. Euclid Ave., Stockton 4
American Association of University Women

- Sorell, Leon H., Hearst Bldg., San Francisco 3
Liquor Retailers Association
- Sperl, Wenzel S., 5917 Northside Dr., Los Angeles
Order of Repeatermen & Toll Testboardmen Local 1011 IBEW,
AFL-CIO
- Spoor, E. H., 1716 O St., Sacramento
Mountain Counties Water Resources Association
- Spring, Gardiner W., Jr., 1803 W. Third St., Los Angeles 57
Associated Subcontractors of Southern California, Inc.
- Staiger, William B., 1400 10th St., Sacramento
Agricultural Council of California
- Stephens, Joseph H., Mansion Inn, Sacramento
California Public Accountants Association
- Stevens, Berenice, 3640 Grand Ave., Rm. 207, Oakland 10
California Association of Medical Laboratory Technicians
- Stevens, Lawrence C., Senator Hotel, Sacramento
Richfield Oil Corporation
- Sullivan, Eugene J., Senator Hotel, Sacramento
Insurance Brokers Exchange of California
- Suppance, Ralph A., 6356 De Longpre Ave., Los Angeles 28
Driving Schools Association of California
- Sutherland, Walter R., 1315 K St., Sacramento
California State Employees Association
- Sweigert, William Thomas, Jr., 616 Eye St., Sacramento
Association of California Insurance Companies
The State Bar of California
- Switzer, Fred W., 942 So. La Brea Ave., Los Angeles
Pest Control Operators of California, Inc.
- Taber, Lloyd W., 3970 Wilshire Blvd., Los Angeles 5
The Taber Company, Inc.
- Taft, Perry H., Senator Hotel, Sacramento
Association of Casualty & Surety Companies
- Tarnoff, H. L., Senator Hotel, Sacramento
California Retail Liquor Dealers Institute
- Temple, William L., El Mirador, Sacramento
Malt Beverage Industry
- Thigpen, W. R., P. O. Box 1974, 400 Post St., San Francisco
United Air Lines
Air Transport Association of America
- Thomas, Trevor K., Rm. 610, Forum Bldg., Sacramento
Friends Committee on Legislation
- Thompson, John A., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League
- Trask, Bert, Senator Hotel, Sacramento
California Trucking Associations, Inc.
- Troost, Frank W., 3411½ W. 43rd Place, Los Angeles
California Monument Association, Inc.
- Trusty, L. Sherman, El Mirador Hotel, Sacramento
California Barber School Association
- Turner, Gourney H., El Mirador Hotel, Sacramento
Los Angeles Fire & Police Protective League

Van Vleck, Gordon, 1400 10th St., Sloughhouse
California Cattlemens Association
Wakefield, George W., 605 Elks Bldg., Sacramento
Los Angeles County Board of Supervisors
Wakefield, Harold S., Senator Hotel, Sacramento
Dairy Institute of California
Welty, Earl M., El Mirador Hotel, Sacramento
Union Oil Company of California
Wendt, John R., 11th & I Bldg., Sacramento
California Railroad Association
White, Lawrence B., Senator Hotel, Sacramento
California School Boards Association
White, William A., 1107 9th St., Sacramento
California Council of Civil Engineers & Land Surveyors
Wickliffe, Leonard M., Californian Hotel, Sacramento
Order of Railway Conductors and Brakemen
Railroad Brotherhoods California Legislative Board
Will, Arthur J., Senator Hotel, Sacramento
California Portland Cement Company
Monolith Portland Cement Company
Riverside Cement Company
Southwestern Portland Cement Company
Los Angeles Turf Club, Inc.
Williams, Spencer M., Elks Bldg., Sacramento
Santa Clara County Board of Supervisors
Williams, W. F., Senator Hotel, Sacramento
The National Board of Fire Underwriters
Wooley, Magnus R., Senator Hotel, Sacramento
Pacific Finance Corporation
Yarwood, Paul, 926 J Bldg., Suite 810, Sacramento 14
California Optometric Association
Yates, Claude E., 1441 Van Ness Ave., San Francisco
California Council of Business Schools
Zeller, Richard H., Senator Hotel, Sacramento
California Trucking Associations, Inc.

RESOLUTIONS

The following resolution was offered:

By Senator Murdy:

Senate Resolution No. 46

Relative to International Star Boat Championship

WHEREAS, Yachting is a sport which is rapidly gaining prominence as an athletic activity in which constantly more people are participating; and

WHEREAS, Yacht racing has long been recognized as a sport which develops resourcefulness, self-reliance, recognition of high ethical standards of sportsmanship and the physical well-being of participants; and

WHEREAS, One of the most popular of the racing classes is the Star Boat, a craft designed primarily for racing, a fast boat and yet one within the reach of people in the middle income brackets; and

WHEREAS, The World Championship in the Star Class was won at San Diego, California, in 1958 by Bill Ficker of Newport Harbor with the result that the Star Class International Championship Races will be held in Newport Harbor, California, in August, 1959; and

WHEREAS, Bill Ficker is a native of Los Angeles who began sailing as a member of the Balboa Island Yacht Club at the age of 10, successfully sailing the Sabot Dinghy, the Pacific 14-foot Dinghy and the National One Design with which he won the fleet championship in 1949; and

WHEREAS, Bill Ficker is a graduate of the University of California at Berkeley, and a practicing architect who finds time to be a consistent sailor, winner of innumerable honors having placed conspicuously in the North American Championship in San Diego in 1947, the World Championship at Havana, Cuba, in the same year, and the Mid-winter Regatta at Los Angeles on several occasions, in addition to which distinction at an early age he and his sister, Sue Ficker, during a season's racing as a team, won the highly coveted Balboa Island Yacht Club Sportsmanship Trophy; now, therefore, be it

Resolved by the Senate of the State of California, That it congratulates Bill Ficker and the Newport Harbor Star Fleet upon these highly deserved honors, and wishes to this champion and the fleet he represents fair winds and plenty of able competition in the Championship Regatta to be held at Newport Harbor, California, in August, 1959; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to have suitably engrossed copies of this resolution prepared and presented to Bill Ficker, his sister, Sue Ficker, and the Newport Harbor Star Fleet.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 863: By Senator Collier—An act to amend Section 2163.8 of the Welfare and Institutions Code, relating to property qualifications for old age assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 864: By Senator Beard—An act to amend Section 8991 of the Revenue and Taxation Code, relating to liens under the Use Fuel Tax.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 865: By Senator Holmdahl—An act to add Sections 12814 and 12815 to the Public Utilities Code, relating to the addition of fluorine and fluorine compounds to public water supplies by municipal utility districts.

Referred to Committee on Public Utilities.

Senate Bill No. 866: By Senator Holmdahl—An act to amend Section 1 of Chapter 515 of the Statutes of 1919, relating to tidelands and submerged lands in the City of Emeryville, County of Alameda.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 867: By Senators Richards, Rodda, Stiern, Beard, Thompson, Erhart, Teale, O'Sullivan, Shaw, Grunsky, Farr, Arnold, Short, Collier, McBride, Regan, Burns, Donnelly, Rattigan, Fisher, Hollister, and Miller—An act to amend Sections 2020, 2020.002, and 2025 of the Welfare and Institutions Code, relating to old age assistance, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 868: By Senator Gibson—An act to amend Section 5681 of, and to add Section 5657 to, the Business and Professions Code, relating to the practice of landscape architecture.

Referred to Committee on Business and Professions.

Senate Bill No. 869: By Senator McAteer—An act to add Sections 20014.4, 20017.4 and 21363.4 to the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 870: By Senator Regan—An act to add Section 94.5 to the Penal Code, and to amend Section 70 of, and to add Section 70.5 to, the Civil Code, and to add Section 26805 to the Government Code, relating to solemnization of marriages and the acceptance of fees and gratuities therefor.

Referred to Committee on Judiciary.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 231—An act to amend Section 63.5 of the Agricultural Code, relating to county agricultural commissioners.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "the salary", and insert "the salary, or where a salary range is established, the lowest step in such range,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 67—An act to amend Section 823 of the Agricultural Code, relating to apple containers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 138—An act to amend Sections 181 and 200 of, and to add Section 207.9 to, the Agricultural Code, relating to animal diseases and quarantine.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 178—An act to amend Sections 12607 and 12611 of the Business and Professions Code, relating to commodities sold in containers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 202—An act to amend Section 205.5 of the Agricultural Code, relating to the State Livestock Sanitary Committee.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 203—An act to amend Section 1096.3 of the Agricultural Code, relating to livestock remedies.

Bill read second time, ordered engrossed, and to third reading.

Senate Resolution No. 42—Relative to the Pacific Southwest Local Service Case.

Resolution read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

In the "Resolved" section of the resolution, strike out all of paragraph 3, and insert "and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to transmit a copy of this resolution to the Civil Aeronautics Board."

Amendment read, and adopted.

Resolution ordered amended, and to third reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk

THIRD READING OF SENATE BILLS

Senate Bill No. 52—An act to add Section 5017 to the Public Resources Code, relating to state-owned beach and park lands.

Bill read third time.

Previous Question

Senator McBride moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 52.

The roll was called, and Senate Bill No. 52 was passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—Senators Dilworth, Donnelly, Holmdahl, Murdy, Richards, and Shaw—6.

Bill ordered transmitted to the Assembly.

Senate Bill No. 104—An act to amend Sections 5001, 5002, 5003, 5009, 5100, and 5102 of, and to amend and renumber Sections 5015, 5016, 5017, 5018, 5018.5, 5019, 5020, 5020.5, 5021, 5022, 5030, 5031, 5032, 5033, 5033.5, 5034, 5050, 5051, 5052, 5053, 5054, 5060, 5061, 5062, 5063, 5063.5, 5064, 5065, 5066, 5080, 5080.5, 5081, 5083, 5090, 5091, 5092, 5093, 5094, 5095, 5096, 5097, 5098, 5104, 5105, 5106, 5107, 5108, 5115, 5116, 5117, 5130, 5131, 5132, and 5133 of, and to add Sections 5031, 5032, 5033, 5034, 5035, 5053, 5054, 5073, 5075, 5076, 5084, and 5088 to, and the titles of Article 2 (commencing at Section 5030), Article 3 (commencing at Section 5050), Article 4 (commencing at Section 5070), Article 5 (commencing at Section 5080), Article 6 (commencing at Section 5100), Article 7 (commencing at Section 5120), and Article 8 (commencing at Section 5130), to Chapter 1 of Division 3 of, and to repeal Sections 5082, 5082.5, and 5082.6 of, and the titles of Article 2 (commencing at Section 5015), Article 3 (commencing at Section 5030), Article 4 (commencing at Section 5050), Article 5 (commencing at Section 5060), Article 6 (commencing at Section 5080), Article 7 (commencing at Section 5090), Article 8 (commencing at Section 5100), Article 9 (commencing at Section 5115), Article 10

(commencing at Section 5130) of Chapter 1 of Division 3 of, the Business and Professions Code, relating to accountants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 90—An act to amend Section 13831.4 of the Education Code, and Section 13515 of the Education Code as proposed by Senate Bill No. 2, relating to teachers' salaries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 155—An act to add Article 4.7 (commencing with Section 11750) to Chapter 7 of Division 10 of the Health and Safety Code, relating to narcotic treatment-control units.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 79—Relative to amending the Joint Rules of the Senate and Assembly.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 86—Relative to memorial celebration of City of Lincoln.

Resolution read, and presented by Senator Berry.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy,

Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.
NOES—None.

Resolution ordered transmitted to the Assembly.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 107

Senator Regan moved that Senate Bill No. 107 be withdrawn from Committee on Public Health and Safety for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 107—An act to add Chapter 8 (commencing at Section 25700) to Division 20 of the Health and Safety Code, relating to carbon tetrachloride.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 22, of the printed bill, after "distribution", insert "to any person specified in Section 25702 or 25703".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

LETTER OF TRANSMITTAL

CALIFORNIA LEGISLATURE, JOINT INTERIM COMMITTEE
ON THE PUBLIC EDUCATION SYSTEM
SACRAMENTO 14, CALIFORNIA

Honorable Glenn Anderson
President of the Senate, and
Honorable Ralph M. Brown
Speaker of the Assembly

GENTLEMEN: There is transmitted herewith preliminary progress report of the Joint Interim Committee on the Public Education System established under authority of Assembly Concurrent Resolution No. 20, of the 1958 First Extraordinary Session, as amended by Assembly Concurrent Resolution No. 2, of the 1959 Regular Session.

Included in this report is the first report of the Citizens Advisory Commission, authorized by the Legislature of the State of California to examine the complete education system of our State.

This is commended to you for the thoughtful study by you, the legislators of this State, and all other citizens interested in the future of education in California.

Respectfully submitted,

GEORGE MILLER, JR.,
Vice Chairman
HUGH M. BURNS
PAUL L. BYRNE
NELSON S. DILWORTH
HUGH P. DONNELLY
DONALD L. GRUNSKY
FRED S. FARR

GORDON H. WINTON, Chairman
DOROTHY M. DONAHOE
RICHARD T. HANNA
FRANK LANTERMAN
HAROLD SEDGWICK
JOSEPH C. SHELL
CARLOS BEE

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal. Motion to print copies of report.

Motion to Print Copies of Report

Senator Miller moved that 2,500 copies of the report by the Joint Interim Committee on the Public Education System be printed for distribution.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 783

Senator Farr moved that Senate Bill No. 783 be withdrawn from Committee on Local Government and re-referred to Committee on Education.

Motion carried.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time.

Senate Bill No. 871: By Senators Teale, Regan, Collier, Short, Miller, Johnson, Murdy, Gibson, Dolwig, Burns, and Dilworth—An act to add Section 10504.1 to the Water Code, relating to appropriation of water.

Referred to Committee on Water Resources.

Senate Bill No. 872: By Senators Teale, Collier, Short, Miller, Johnson, Murdy, Gibson, Dolwig, Burns, and Dilworth—An act to add Section 1393 to the Water Code, relating to reservation of jurisdiction by the State Water Rights Board.

Referred to Committee on Water Resources.

Senate Bill No. 873: By Senators Teale, Regan, Collier, Short, Miller, Johnson, Murdy, Gibson, Dolwig, Burns, and Dilworth—An act to amend Sections 10504 and 10505 of, and to add Section 10504.5 to, the Water Code, relating to applications for the appropriation of unappropriated water.

Referred to Committee on Water Resources.

Senate Bill No. 874: By Senator Farr (Co-authored by Assemblyman Munnell)—An act to amend Sections 6903, 6904, 6911, 8951, 8952, and 8955 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to mentally retarded children.

Referred to Committee on Education.

Senate Concurrent Resolution No. 38: By Senators Dilworth, Grunsky, and Donnelly (Co-authored by Assemblymen Hegland, Grant, and Winton)—Relative to congratulating and expressing appreciation to participants in the revision of the California State Education Code.

Referred to Committee on Rules.

ADJOURNMENT

At 4.52 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, March 4, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-SIXTH LEGISLATIVE DAY

FORTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, March 4, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O Thou God of us all and of all time, we love this land of freedom for what it has been, what it now is and for what it yet can be. Grant us, we pray, to so shape our history that while learning from the past we do not allow it to forge its shackles upon us and make us to bask in its glory—"with the people looking back." Help us to set our hands intelligently and honestly to the labors of today and to fix our eyes on a better tomorrow. AMEN.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ruth Salladay of Ferndale, and Miss Virginia Hemmel of Bakersfield.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Curtis Bowden and sons, Gerald and Stephen, of Palo Alto.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Justin Turner and Mr. J. Zeitlin of Los Angeles, and Mr. Bart Lytton of Holmby Hills.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Gene Neagle of Modesto.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ruth Dolson, instructor, and the following students of the Americanization class of the Modesto Junior College: Mr. Jesse Aleola, Mr. Hariberto Alvarado, Mrs. Ersilia Bomio, Mr. Steve Bomio, Wendy Boorman, Mr. Simplicio Cuyno, Mrs. Florence Dias, Miss Virginia Dias, Mrs. Clementina Galeazzi, Mr. Joe Gervase, Mrs. Mary Gervase, Mr. Manuel Gonsalves, Miss Svala Hannesdottir, Miss Dora Herrera, Mr. Frank Jimenez, Mr. Hector Loya, Miss Ritsuko Makino, Mr. Phillip Malik, Mrs. Maria Malik, Mrs. Irene Mattos, Mr. Alfred Mora, Mrs. Maria Oiz, Mr. Berr Oiz, Mr. Aniceto Ortiz, Mr. Leonard Poole, Mr. Nick Rodin, Mr. Enrico Rodrigues, Mr. Dan Rylaarsdam, Mrs. Mary Rylaarsdam, Mrs. Sabina Scaglione, Mr. Louis Valerdi, Mrs. Toribra Valerdi, Mrs. Gertrude Vander Veen, Mr. Norman Vander Veen, Miss Yasuko Nakano, Miss Bennie Quadrado, and Mr. Reynold Perez.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Grant Macaulay, principal; Mr. R. D. Crocker, instructor; Mrs. Esther Nation, Mrs. Iva Ezell, Mrs. Mamie Cordeniz and Mr. Melvin Dotson, parents; and the following students of the Liberty Elementary School, Visalia: Donald Cordeniz, Robert Costa, Ronnie Dotson, Ernest Garrett, Billy Hill, Arthur Jones, Roger Nation, Jerry Pruitt, Bert Spruitenburg, Duane Ezell, Steven Nelson, Donna Akins, Connie Copeland, Linda Dotson, Jo Ann Kirkpatrick, Linda Lamb, Manya Nevarov, Jeanette Park, Jean Place, Janice Stubblefield, and Anne Vital.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Republican Women's Club of Placerville: Mrs. John Hassler, Mrs. William B. Berry, Mrs. Carl Visman, Jr., Mrs. E. E. Goldsmith, Mrs. L. E. McComber, Mrs. Phil English, Mrs. Leo Burger, Mrs. Clyde Butler, Mrs. John Scherrer, Mrs. Thomas Maul, and Mrs. Swift Berry.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Adele Levine, instructor, and the following students of the San Leandro High School, Alameda County: Jim Smith, June Medley, Carolyn Lenhart, Mike Mills, Karen Janell Smith, Babs Brill, Mike Motta, Julie Crane, Rosemarie Curtis, Sandy Moon, Sue Faulkner, Jill Wickham, Marilyn Smiley, Victor Joseph Canara, Janet Tullis, Cindy Stanhope, Sherry Ehrlich, Jeanette Parejo, Don Barker, Phyllis Butler, Jerry Kilbert, Gary Galvan, Carolyn McLaughlin, Marje Davis, Paula Patterson, Dick Hitchcock, Kathy Walsh, Jorgen Block, Warren Thornhill, Diane Miller, Reggie Cornelius, Paul Speroni, Dennis Sorensen, Brenda Bourg, Ronald Sorensen, Roy Statham, Bette Kjersgaard, Linda MacArthur, Frank Salinas, Lea Ella Baker, John Woodside, Wendy Hayes, Larry Branco, Jeanette Fain, Susan Cova, Kathy Hyde, Julie Johnston, Alan Olsen, Janice Martel, Pete Hechler, Douglas Burgess, Bonnie Re, John Hunt, Patty Hamlin, Joyce Pedulla, R. Anderson, Andrea Anderson, Ritua Hammonen, Doug Rayher, Linda Borden, and Duncan Storm.

On request of Senators Teale and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Betty Coombs, Mrs. Peggy Campbell, and Mrs. Trice, all of Sacramento.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Norman Cady, of Merced, and Mr. Leonard Clover, of Los Banos.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carl G. Arfwedson and Mr. Horace Bates, El Camino College.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Eddie Rodeman and Mr. Oren Robertson, of Victorville.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Donald F. Trimble, instructor, and the following students of the Fern Bacon Junior High School, Sacramento: Judy Bennis, Teddy Caluza, Sharrall Coulter, Barbara Crofoot, Ralph DuBois, Pamela Fair, Paul Fann, Clyde Fischer, Gary Ford, Clark Gomez, Linda Guldberg, Jim Harwood, Beverly Jackson, Dorthca Johnson, Thomas Keffer, Susan Kershaw, Diana Kral, Eddie Noss, Lorraine Ojeda, Valerie Ortleib, Jim Reich, Dora Rudolph, Peggy Rush, Patricia Stewart, Lois Taylor, Phyllis Van Hulten, Susan Vieira, Shirley White, George Zotovich, and Ken Carden.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Hazel Jordan and Mrs. Richard Dungan, teachers, and the following students of the Elk Grove Union Grammar School, Elk Grove: Linda Aarseth, Richard Abelia, Irene Adams, Robert Anderson, Carol Badella, Harrold Barrick, Willa Barton, William Barton, Zane Beaver, Mary Block, Helen Bloyd, John Britschgi, Debra Burnett, John Carr, Carolyn Castello, Allen Coker, Tina Coombes, Aline Cripe, Donald Defer, Charles Dietrich, Janet Edgecombe, Edward Evangelista, Janet Eveleigh, Gloria Fischer, Richard Gage, Margaret Goodeill, Frank Gwerder, Judith Hendee, Donna Howse, Sheridan Karlsen, Janet Lairson, Lois Larsen, Steve Lawson, Rudy Layaoen, Bobby Lent, Nina Lozano, Michael Maguire, Robert Mahon, Sarah Maita, Albert Martin, Phillip Minghetti, JoAnne Moore, Holly Morse, Jon Ann Myers, Larry Nakashima, Patricia Need, Larry Nelms, Barbara Jo O'Hara, Carmelita Olarte, Donna Onodera, Michael Palaca, Ronald Pasqual, Rita Patino, Sharon Poston, Warren Pryor, Joe Rubalcava, Richard Schauer, Michael Scherman, Darel Ann Smith, Fred Thompson, Christopher Tooker, Josephine Vasquez, Patricia Veit, Richard Veit, Daniel Victorio, Edward Vollmar, Patricia Waddell, Martha Walker, Tommy Warboys, Nora Webb, Jane Westlake, Elaine White, Ruby Williams, and Yvonne Womack.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Houtman, instructor, Mrs. Tom Ratliff, Mrs. Mary Lanzi, Mrs. Harry Spence, adults, and the following students of the Bayliss School, Glenn: Nancy Ratliff, Maureen Zajac, Geraldine Spence, Dick McMartin, Patricia McKinney, Jane McMartin, Beverly Lanzi, Barbara Hopkins, Tommy Silva, Donna Patterson, Ronnie Newman, Irene Lanzi, Frank Torres, Wayne Tucker, Bill Brazil, and Rebbecca Hanson.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Chester Case, instructor, and the following students of the Las Lomas High

School, Walnut Creek: Nancy Backus, Jim Foreman, Randy Olson, Sheri Santos, Robert Shusta, Allan Sommerstrom, Mark Christianson, Gene Gordon, John Kartoizian, Carol Faye Marliave, Yvonne Brandol, Barbara James, Marianne Kinney, Walter Zintz, Alan Stockton, Robert Blower, Frank Fribley, Gail Henderson, Sue Hill, Larry Drummond, Anita Beemer, Linda Turner, Paula Turner, Paul Nave, Richard Noble, Todd Frederick, Kathie McKee, Tom Leonard, Bruce Anderson, Carol Brownson, Pat Foley, Kaye Wiley, Brooke Rolston, and Heidi von Guenther.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Concurrent Resolution No. 42

Assembly Concurrent Resolution No. 49

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 20

Senate Bill No. 94

Senate Bill No. 95

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 4, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 154

Assembly Bill No. 157

Assembly Bill No. 216

Assembly Bill No. 397

Assembly Bill No. 489

Assembly Bill No. 536

Assembly Bill No. 538

Assembly Bill No. 531

Assembly Bill No. 539

Assembly Bill No. 540

Assembly Bill No. 542

Assembly Bill No. 568

Assembly Bill No. 612

Assembly Bill No. 615

Assembly Bill No. 668

Assembly Bill No. 669

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 154—An act to add Section 25100.5 to the Government Code, relating to the clerk of the board of supervisors in counties of over 2,000,000 population.

Referred to Committee on Local Government.

Assembly Bill No. 157—An act to amend Section 25827 of the Government Code, relating to counties.

Referred to Committee on Local Government.

Assembly Bill No. 216—An act to amend Section 55103 of the Water Code, relating to formation of county waterworks districts.

Referred to Committee on Local Government.

Assembly Bill No. 397—An act to add Section 6537.1 to the Business and Professions Code, relating to barbering.

Referred to Committee on Business and Professions.

Assembly Bill No. 489—An act to amend Section 23772 of, and to add Section 26072.7 to, the Revenue and Taxation Code, relating to corporations exempt under the Bank and Corporation Tax Law, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 536—An act to amend Section 6830 of the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 538—An act to amend Section 6585 of the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 531—An act to add Sections 4714.5 and 4831.7 to, and to amend Sections 4832 and 4832.5 of, the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Local Government.

Assembly Bill No. 539—An act to amend Section 6464 of the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 540—An act to amend Section 6482 of the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 542—An act to amend Section 6628 of the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 568—An act to amend Sections 3051a and 3068 of the Civil Code, relating to liens.

Referred to Committee on Judiciary.

Assembly Bill No. 612—An act to add Section 5834.1 to the Streets and Highways Code, relating to county maintenance districts.

Referred to Committee on Local Government.

Assembly Bill No. 615—An act to repeal Section 12511 of, to add Section 12511 to, and to amend Section 12815 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to drivers' licenses.

Referred to Committee on Transportation.

Assembly Bill No. 668—An act to amend Section 32009 of the Health and Safety Code, relating to hospital districts.

Referred to Committee on Local Government.

Assembly Bill No. 669—An act to add Section 32005.5 to the Health and Safety Code, relating to hospital districts.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 67

Senate Bill No. 202

Senate Bill No. 138

Senate Bill No. 203

Senate Bill No. 178

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 231

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Elections

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 342

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, March 3, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 43

Has had the same under consideration, and reports the same back with the recommendation: Be referred to proper interim committee for study.

ERHART, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Governmental Efficiency

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 251

Has had the same under consideration, and reports the same back with the recommendation: Do pass to the Consent Calendar.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 191

Assembly Bill No. 436

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Concurrent Resolution No. 36

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 416

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 88

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 133

Senate Bill No. 340

Assembly Bill No. 48

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 91

Senate Bill No. 339

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 277

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bill ordered to second reading.

RESOLUTIONS

The following resolution was offered :

By Senator Regan :

Senate Resolution No. 47

Relative to commending Weldon L. Oxley

WHEREAS, On January 15, 1959, Weldon L. Oxley completed his term of appointment as a member of the California Fish and Game Commission; and

WHEREAS, While a member of the commission, Weldon L. Oxley devoted a great deal of his time and effort to the advancement of conservation of our natural resources and contributed immeasurably to the progress of fish and game policies in California; and

WHEREAS, During the last year of his term of office, Weldon L. Oxley was president of the commission; and

WHEREAS, In 1957 and 1958 he represented the California Fish and Game Commission before the National Flyway and Pacific Flyway Council meetings and his able representation resulted in favorable consideration for both California and Pacific Flyway hunters; and

WHEREAS, He constantly fought for the best interests of the sportsmen of our State and due to his notable efforts he is highly regarded by all; now, therefore, be it

Resolved by the Senate of the State of California, That the members commend Weldon L. Oxley for his outstanding service to the people of the State of California; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to Weldon L. Oxley and to the president of the Fish and Game Commission.

Resolution read, and unanimously adopted on motion by Senator Regan.

WITHDRAWAL FROM COMMITTEE OF ASSEMBLY BILL NO. 151

Senator Richards moved that Assembly Bill No. 151 be withdrawn from Committee on Local Government for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 151—An act to amend Section 14108 of the Education Code, relating to the compensation of members of school district personnel commissions.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "14108", and insert "13708".

Amendment No. 2

In line 1 of the title, after "Code", insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "14108", and insert "13708".

Amendment No. 4

On page 1, line 3, strike out "14108", and insert "13708".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Chief Assistant Secretary Lachlan M. Richards at the Desk

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 841

Senator Fisher moved that Senate Bill No. 841 be withdrawn from Committee on Governmental Efficiency and re-referred to Committee on Labor.

Motion carried.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 40—An act to amend Section 1075 of the Streets and Highways Code, relating to work upon county roads.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In the first line of the title of the printed bill, following the word "of", insert "and to add Section 1075.1 to,".

Amendment No. 2

On page 1, strike out lines 3 through 22.

Amendment No. 3

On page 1, line 2, after the word "read:", insert

"1075. In counties containing a population of less than 500,000 the board may have any work upon county highways done under the supervision and direction of the county road commissioner. Such work may be done:

(a) By letting a contract covering both work and material. In such event the contract shall be let to the lowest responsible bidder as provided in this article.

(b) By purchasing the material and letting a contract for the doing of the work.

(c) By purchasing the material and having the work done by day labor.

SEC. 2. Section 1075.1 is added to said code, to read:

1075.1. In counties containing a population of 500,000 or more the board may have any work upon county highways done under the supervision and direction of the county road commissioner. Such work may be done:

(a) By letting a contract covering both work and material. In such event the contract shall be let to the lowest responsible bidder as provided in this article.

(b) By purchasing the material and letting a contract for the doing of the work where the cost of the materials does not exceed three thousand five hundred dollars (\$3,500).

(c) By purchasing the material and having the work done by day labor where the cost of the materials does not exceed three thousand five hundred dollars (\$3,500) and the cost of the labor does not exceed four thousand five hundred dollars (\$4,500).

(d) By purchasing the material and having the work done by day labor, without limitation as to costs, if the material and labor are used for maintenance of county highways.

(e) By purchase of the material and having the work done by day labor, without limitation as to costs, upon approval of four-fifths of the members of the board."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Senate Bill No. 232—An act to add Section 604.14 to the Vehicle Code, and to add Section 23120 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to glasses worn by drivers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 101—An act to amend Section 5536 of the Business and Professions Code, relating to the practice of architecture.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 14, of the printed bill, after "architecture", insert "in connection with designing work which has been performed by such person or on his personalized cards".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 105—An act to amend Section 21880 of, and to add Section 21880.5 to, the Business and Professions Code, relating to brake fluid.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 21822, and".

Amendment No. 2

On page 1, line 1, strike out "SECTION 1. Section 21880 of the Business and Professions Code is", and insert

"SECTION 1. Section 21822 of the Business and Professions Code is amended to read:

21822. The department may cancel, refuse to issue, or refuse to renew any permit, if it finds, after due notice and a hearing, that the brake fluid is adulterated or misbranded, or that the registrant has failed to comply with the provisions of this chapter or the rules and regulations of the department. *No permit shall be issued or renewed where the applicant or registrant has sold or furnished adulterated or misbranded brake fluid which has been confiscated and impounded pursuant to Section 21880.5 unless satisfactory proof is furnished to the department showing restitution has been made to all persons suffering a loss due to the confiscating and impounding of such brake fluid.* The proceedings shall be conducted in accordance with Chapter 5 (commencing at 11500) of Part 1 of Division 3 of Title 2 of the Government Code, and the department shall have all the powers granted therein.

SEC. 2. Section 21880 of said code is".

Amendment No. 3

On page 1, line 14, strike out "SEC. 2", and insert "SEC. 3".

Amendment No. 4

On page 1, line 18, after "product", insert "Such confiscation or impoundment shall not affect any rights of a retailer under a warranty of merchantability or a warranty of fitness."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 143—An act to add Section 856 to the Fish and Game Code, and to amend Section 817 of the Penal Code, relating to members of the Wildlife Protection Branch of the Department of Fish and Game.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 6, of the printed bill, after "The", insert "deputized law enforcement".

Amendment No. 2

On page 2, line 19, after "Each", insert "deputized law enforcement".

Amendment No. 3

On page 1, line 11, of the printed bill, after "Code", insert "and shall not act as peace officers in enforcing the law prohibiting trespass".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 27—An act to amend Sections 468, 468.2, 511, 511.1, 511.2 and 511.3 of, and to add Sections 510.5, 511.6 and 511.9 to, the Vehicle Code, and to amend Sections 21357, 21358, 21359, 22352, 22354, 22355, 22357, 22358 and 22360 of, to amend the heading of Article 1 (commencing at Section 22350) of Chapter 7 of Division 11 of, repeal Sections 22353 and 22356 of, and add Sections 627, 22349 and 22358.5 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to the speed of vehicles and signs in connection therewith.

Bill read second time, and ordered to third reading.

Assembly Bill No. 149—An act to amend Section 252 of the Vehicle Code, and to add Section 12518 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the operation of motor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 14, of the printed bill as amended in the Assembly February 17, 1959, strike out "Sections 12502 and 12503", and insert "Section 12504".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 45—An act to add Section 10659 to, and amend Section 10840 of, the Fish and Game Code, relating to sea otters.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 149—An act to amend Sections 5053, 5600, 5613, 6006, 6561, 7150, and 8702 of, to add Sections 6413 and 7603.5 to, and to repeal Section 7407 of, the Financial Code, relating to savings and loan associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 210—An act to amend Section 3304 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to discontinuance of elementary schools in unified school districts.

Motion to Refer Bill to Inactive File

Senator Teale moved that Senate Bill No. 210 be placed on the inactive file.

Motion carried.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following resolution is indicated by being enclosed within brackets.

Senate Resolution No. 42, as Amended

Relative to the Pacific Southwest Local Service Case

WHEREAS, The Civil Aeronautics Board is conducting a proceeding known as the *Pacific Southwest Local Service Case* in which it will examine the need for new and improved air service to Sacramento, California; and

WHEREAS, The capital of California is located in Sacramento and approximately 6,400,000 people, representing approximately 45 percent of the State's population, reside in Los Angeles and San Diego Counties alone; and

WHEREAS, 41 out of the 80 members of the Assembly and 6 members of the Senate reside in portions of Southern California which could receive improved air service to Sacramento via either Los Angeles or San Diego; and

WHEREAS, Legislators require the fastest possible transportation by air because they are frequently required to return to their home districts during the lengthy legislative sessions; and

WHEREAS, Numerous constituents in Southern California and the San Joaquin Valley require the best possible air transportation to Sacramento to look after their interests in the state capital; and

WHEREAS, There is a great deal of travel between Sacramento, on the one hand, and Los Angeles and San Diego, on the other hand, by various state departments; and

WHEREAS, There is but one airline presently serving the Sacramento-Los Angeles-San Diego areas and the needs of the Legislature, the state departments, and other people of the State of California; and

WHEREAS, The competitive trunkline service which has been proposed in the *Pacific Southwest Local Service Case* would provide four-engine, jet-prop service and thus reduce the present elapsed time between Sacramento and Los Angeles and between Sacramento and San Diego by over 30 percent and improve the present air service; and

WHEREAS, There is also a need for improved local air service to intermediate cities, such as Fresno and Bakersfield; now, therefore, be it

Resolved by the Senate of the State of California, As follows:

1. That the Senate strongly urges the Civil Aeronautics Board to authorize competitive trunkline air service between Sacramento, on the one hand, and Los Angeles and San Diego, on the other hand.

2. That the Senate also urges the Civil Aeronautics Board to authorize local air service between Sacramento and various intermediate cities, such as Fresno and Bakersfield.

[3. That the President of the Senate appoint one representative to appear at the hearing in the *Pacific Southwest Local Service Case, Docket No. 5645 et al.*, to commence on March 10, 1959, in Long Beach, California, and support the need for competitive trunkline air service between Sacramento, on the one hand, and Los Angeles and San Diego, on the other hand, and local air service to intermediate points.]

and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to transmit a copy of this resolution to the Civil Aeronautics Board.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery,

Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Senate Bill No. 67—An act to amend Section 823 of the Agricultural Code, relating to apple containers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 231—An act to amend Section 63.5 of the Agricultural Code, relating to county agricultural commissioners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 178—An act to amend Sections 12607 and 12611 of the Business and Professions Code, relating to commodities sold in containers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 36

And reports the same correctly engrossed.

BURNS, Chairman

Request for Unanimous Consent

Senator Williams asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 36, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 36

Senate Concurrent Resolution No. 36—Relative to the continuance of the Joint Committee on Water Problems.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stern, Teale, Thompson, and Williams—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 515

Senator Teale moved that Senate Bill No. 515 be withdrawn from Committee on Governmental Efficiency for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 515—An act to add Sections 2020.003, 3084.05, and 4604.5 to, and to repeal Section 4576 of, the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 8 and 9, of the printed bill, strike out "has income in addition to his grant which is not needed by him", and insert "does not require the sum so transferred".

Amendment No. 2

On page 2, lines 43 to 45, strike out "has income not exempt under Section 3084.3 of this chapter in addition to his grant, which is not needed by him", and insert "does not require the sum so transferred".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

RESOLUTIONS

The following resolution was offered:

By Senators Burns, Montgomery, Short, Teale, Byrne, Gibson, Miller, Arnold, Rodda, Collier, O'Sullivan, Murdy, Johnson, McBride, Rattigan, Coombs, Berry, Erhart, Grunsky, Thompson, Slattery, Shaw, Dolwig, Christensen, Williams, Stiern, Brown, Regan, Beard, and Holmdahl:

Senate Resolution No. 48

Relative to congratulating Vincent D. Kennedy

WHEREAS, Vincent D. Kennedy did, during the month of February of this year complete the first one-quarter of a century of his period of distinguished service as managing director of California Retailers Association; and

WHEREAS, "Vinc," who was born in the shadow of the Capitol and spent his youth in Sacramento, is widely known and loved by a great host of friends and is respected throughout all branches of the State Government because of his service to the State, first as executive secretary to Governor C. C. Young and later as Southern California representative of the California Public Utilities Commission; and

WHEREAS, Vinc is justly proud of his service in "the corner office" during the Young Administration, which was noted for the many public-spirited and eminent men who devoted themselves to the betterment of our great State; and

WHEREAS, From that experience Vinc developed a continuing and deep regard for the welfare of his native California that has always distinguished him among his colleagues; and

WHEREAS, Much favorable attention has been directed to California by the service Vinc has vigorously performed with national organizations on behalf of retailing; and

WHEREAS, Vinc has served faithfully and conscientiously on various federal and state advisory groups, thereby bringing acclaim to his industry and recognition to California; and

WHEREAS, We wish to join with his many friends in extending hearty congratulations upon this happy occasion; now, therefore, be it

Resolved, by the Senate of the State of California, That the members of the Senate hereby extend to our good friend Vinc Kennedy our enthusiastic congratulations upon the completion of his first 25 years of service as managing director of the California Retailers Association, confidently trusting that he will happily continue as such director for many years to come; and be it further

Resolved, That the Secretary of the Senate is directed to transmit to Vincent D. Kennedy a suitably prepared copy of this resolution.

Resolution ordered to the third reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 875: By Senator Shaw—An act to amend Section 833 of the Revenue and Taxation Code, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 876: By Senator Rodda—An act to add Section 1060.5 to the Government Code, relating to the office of the State Fair Employment Practice Commission.

Referred to Committee on Labor.

Senate Bill No. 877: By Senator Regan—An act to amend Section 154.5 of the Water Code, relating to the California Water Commission.

Referred to Committee on Water Resources.

Senate Bill No. 878: By Senators Miller, Farr, and Murdy—An act to add Chapter 20 (commencing at Section 5400) to Division 6 of the Agricultural Code, relating to the fish industry.

Referred to Committee on Fish and Game.

Senate Bill No. 879: By Senator O'Sullivan—An act to amend Sections 30904, and 31005 of, and to add Section 31012 to, the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session.

Referred to Committee on Transportation.

Senate Bill No. 880: By Senator Thompson—An act to add Section 6.1 to the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to land acquired for district purposes.

Referred to Committee on Water Resources.

Senate Bill No. 881: By Senator Thompson—An act to amend Section 23 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to flood control in Santa Clara County.

Referred to Committee on Local Government.

Senate Bill No. 882: By Senator Thompson—An act to amend Section 31 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to real or personal property acquired by the district.

Referred to Committee on Local Government.

Senate Bill No. 883: By Senator Thompson—An act to add Section 34.1 to the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to judicial actions or proceedings by or against the district.

Referred to Committee on Judiciary.

Senate Bill No. 884: By Senators Christensen, Beard, and Holmdahl—An act to amend Section 112 of the Code of Civil Procedure, relating to jurisdiction of justice courts.

Referred to Committee on Judiciary.

Senate Bill No. 885: By Senator Burns—An act to amend Section 69140 of the Government Code, relating to appointment and compensation of officers and employees of the appellate courts.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 886: By Senator Cobey—An act to amend Section 24404 of the Revenue and Taxation Code, relating to the deductions of farmers co-operatives for bank and corporation tax purposes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 887: By Senator Fisher—An act to add an article heading and to add Article 2 (commencing with Section 25580), to Chapter 6 of Part 2, Division 2, Title 3 of the Government Code, relating to parks and recreation.

Referred to Committee on Local Government.

Senate Bill No. 888: By Senators Dilworth, Grunsky, and Donnelly (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Sections 28260 and 28261 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to union high school district public libraries.

Referred to Committee on Local Government.

Senate Bill No. 889: By Senators Teale, Regan, Collier, Short, Johnson, Gibson, Dolwig, Murdy, Dilworth, Miller, and Donnelly—An act to add Article 2.5 (commencing at Section 1357) to Chapter 5, Part 2, Division 2 of, and to amend Section 1360 of, the Water Code, relating to the State Water Rights Board.

Referred to Committee on Water Resources.

Senate Bill No. 890: By Senator Donnelly—An act to amend Section 633 of the Agricultural Code, relating to cultured buttermilk.

Referred to Committee on Agriculture.

Senate Constitutional Amendment No. 14: By Senator Regan (Co-authored by Assemblymen Thelin, Busterud, Sumner, MacBride, Francis, Biddick, Crawford, Masterson, Hanna, and Bruce F. Allen)—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 1a and 8 of, and by adding Sections 1b, 1c, and 10b to, Article VI of said Constitution, relating to the administration of justice, including the manner of appointment, retirement, and removal of judges and the

composition and duties of the Commission on Judicial Qualifications, Judicial Council, and State Bar.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 15: By Senators Regan and Teale—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1d to Article XIII thereof, relating to the taxation of district property.

Referred to Committee on Revenue and Taxation.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 148

Senator Grunsky moved that Senate Bill No. 148 be withdrawn from Committee on Education for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 148—An act to amend Section 1295.5 of the Penal Code, relating to bail and deposits instead of bail.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1295.5", and insert "1269b".

Amendment No. 2

On page 1, strike out line 1, and insert:

"SECTION 1. Section 1269b of the Penal Code is amended to read:

1269b. The officer in charge of a jail wherein an arrested person is held in custody and the clerk of the justice or municipal court of the judicial district in which the offense was alleged to have been committed *and the clerk of the superior court in which the case against the defendant is pending* shall have authority to *approve and* accept bail in such amount as fixed by the warrant of arrest or schedule of bail *or order admitting to bail* in cash or surety bond executed by a certified, admitted surety insurer as provided in the Insurance Code, to issue and sign an order for the release of the arrested person, and to set a time and place for the appearance of the arrested person before the appropriate court and give notice thereof, as follows:

(a) For appearance before the court of an arrested person who has been arrested for having committed a misdemeanor and is being held in custody prior to the filing of a formal complaint, and for appearance before the court of a defendant charged with a misdemeanor by a formal complaint filed in the court. If a defendant has appeared before a judge of the court on the charge contained in the complaint the bail shall be in the amount fixed by such judge at the time of such appearance; if no such appearance has been made the bail shall be in the amount fixed in the warrant of arrest or, if no warrant of arrest has been issued, the amount of bail shall be pursuant to a schedule of bail in such case previously fixed and approved by the judge or judges of the court of the judicial district in which the offense is alleged to have been committed.

(b) For appearance before the court of a defendant charged with a felony by a formal complaint filed in court. If a defendant has appeared before a judge of the court on the charge contained in the complaint, the bail shall be in the amount fixed by such judge at the time of such appearance; if no such appearance has been made the bail shall be in the amount fixed in the warrant of arrest.

(c) The schedule of bail referred to herein shall be one adopted by the judge or a majority of the judges of each judicial district. It shall contain a list of such

misdemeanor offenses and the amounts of bail applicable thereto as the judge or judges determine to be appropriate. The schedule of bail may also contain a general clause providing for a designated amount of bail as the judge or judges of the judicial district determine to be appropriate for all misdemeanor offenses not specifically listed in the schedule. The schedule of bail may be revised from time to time by the judge or judges of the judicial district. A copy of the schedule shall be sent to the officer in charge of the county jail and to the officer in charge of each city jail within the judicial district.

Upon posting such bail the defendant or arrested person shall be discharged from custody as to the offense on which the bail is posted.

All money and surety bonds so deposited with such officer shall be transmitted immediately to the judge or clerk of the court by which the order was made or warrant issued or bail schedule fixed.

If a defendant or arrested person so released fails to appear at the time and in the court so ordered upon his release from custody, the court before which he was ordered to appear may forfeit the cash bail or surety bond, with or without issuing a warrant, and if the bail is a surety bond the surety company is obligated as provided by Section 1306 of the Penal Code, subject to the right of the court to set aside the forfeiture as provided by law."

Amendment No. 3

On page 1, strike out lines 2 to 26, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

ADJOURNMENT

At 4 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, March 5, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-SEVENTH LEGISLATIVE DAY

FORTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, March 5, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, teach us that the ground upon which we are standing is "holy ground"; holy because of the price that has been paid for it; holy because it is home for so many races and cultures; holy because it provides so lavishly for our physical needs; holy because it offers so much for the growth of our minds and our souls. In our thanksgiving for it all, dedicate us, we pray, to the seeking of ways to use it for the common good. AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Gibson, on motion of Senator Byrne, due to personal business.

Senator McBride, on motion of Senator Burns, due to legislative business.

Senator Cobey, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. T. W. Reneau and Mr. Roy McGee, of Modesto.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Crapo, of San Bernardino.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Alfred M. Stuart, of Lindsay.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge William Hoffman, Mrs. Beverly Holmdahl, Mrs. Dorothy Wilson, Mr. Wilbert D. Geiseke, and Mr. Thomas C. Peek, of Oakland; Mrs. Anne Diamont and Mrs. Dorothy Goodwin, of Alameda; Victor G. Shelton and Cortland Morris, of Hayward; and Assemblyman Walter Dahl, of Piedmont.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Thomas J. Farrell, Mr. Rex M. Cantrell, and Mr. Roger D. Smith, of Santa Rosa; Mr. Vernon C. Spence, instructor, Mr. and Mrs. John M. Lind, adults, and the following students of the Gravenstein Union School District, Sebastopol: Fred Breeden, Ronald Baker, Roger Bueckens, Betty Canida, Sandra Cleve, Charles Coats, Sharon Clemons, Terry Dickson, Charles Dillon, Rae Inman, Marilyn Gyger, Richard Hardina, David Hirsch, Jerry Horn, Geraldine Hull, Robert James, Francis Jinkens, Carolyn Jurkewicz, John Karlin, Judy Kaster, Kathy Kendall, Larry LaBlue, Margaret Lander, William Lind, Roger McDermott, Robert Meyer, William Midgely, Jerry Mill, Mary Mora, David Naylor, Beece Neves, James Nielsen, Kathy Paine, Richard Peter, Charlotte Rabinowitz, Susan Shimmel, Thomas Smith, Timothy Smith, Darlene Thorne, Daniel Williams, George Hendrix, Jerry Weeks, and Dennis Woodson.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to his wife, Mrs. Walter W. Stiern, of Bakersfield.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. N. M. Young, editor San Diego Lighthouse; and Mr. Al Gillette and Mr. Charles L. Morgan, of San Diego.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Herbert Reinl, Mrs. M. Mansfield, and Mrs. Catherine Ingle, of Sacramento.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rear Admiral Ira E. McMillian, U. S. N., Los Altos; Mr. Fred Green, administrative officer, Pacific Division, United Press International; Mrs. Fred Green; Mr. Rodney Guilfoil, Pacific Division Radio Editor, United Press; and Mr. Robert Creimen, United Press International, all of San Francisco.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jeff Waldron and Mr. Fred Kearney, of Bakersfield.

On request of Senators McAteer and Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Arthur P. Belcher, of Hillsborough.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mary Anderson, of Antioch; and Alyce Larscheid and Mr. William Weil, of Pleasant Hill.

On request of Senators McAteer and Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert H. Woodward, Jr., of Palo Alto.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge Lee Andrews of West Point; and Mr. Roy Erickson of Burson.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Clifford Lund, Mr. Robert E. Berry, and Mr. Ralph D. Herold, of San Rafael; Mr. Alder A. Henrie of Corte Madera; and Mr. J. Edmund Williams of San Anselmo.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Salmon and Mr. Tom Salmon of Covina.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry Pinney, President of California State Life Underwriters Association, of Oakland; and Earl Patten, Vice President, of Palo Alto; Robert Woodward, President of Peninsula Life Underwriters Association, of Palo Alto; Harry Johnson, Rear Admiral McMillian, Ted Wiedemann, and Harrison Primes, of Palo Alto; and Martin Grant of Menlo Park.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Esther Coleman, Mrs. Roche, and Mrs. Carson, instructors, and the following students of the Bret Harte School, Hayward: Barbara Aguilar, Christine Baker, Carolyn Campbell, Ronald Elola, Frank Gomes, Michael Hernandez, Jeffrey Johnson, David Mauck, Donna Papini, Patricia Poncey, Clement Rodrigues, Carlos Rubero, Alex Rubio, Terri Scotland, Sheila Singleton, Kenneth Smith, Reginald Soto, Edward Souza, Victoria Torres, Roger Tucker, Kay Anderson, James Beardsley, Joseph Castillo, Kathleen Clanton, Vickie Coelho, Barbara Costa, Laurence Cotnam, Robert Cunnison, Barbara Darby, Linda Dasher, Richard Doidge, Susan Ewing, Georgia Galloway, Susan Giroux, Bruce Griswold, Robert Harold, James Hetherington, Carol Herrero, Dianna Heymans, Nancy Lewis, Linda Lopez, Beatrice Martinez, Kenneth Matthew, Charles Mullen, Betty Nichols, Ronald Ontiveros, Jeffery Orear, Jerry Smith, Rose Soto, Ralph Vergas, Janice Walker, Rusty Wheat, and Peggy Young.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Pike, instructor, and the following students of the Denair Elementary School, Denair: Troy Bedwell, Verlon Blagg, Ronald Burkhart, Russell Burkhart, Kenneth Carroll, Bill Dinkleman, Ronnie Fair, Tom Griffin, Danny Hager, Ronnie Haile, Bobby Heans, Bill Holveck, Don Jilka, Fargo Lytton, Danny Prewitt, Butch Quillen, Martin Spaulding, Tom Stevenson, John Wight, Richard Wiltse, Lanita Allen, Norma Brand, Nancy Frost, Hilda Jurick, Patsy Lisle, Patty Mifflin, Diana Meijia, Joyce McCauley, Sandra McKinstry, Darlene Nutter, Cheryl Parker,

Barbara Scott, Marla Sperry, Pat Stuart, Loretta Thorton, and Darlene Trimmer.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mallory, instructor; Mrs. Moll, Mrs. Williams, Mrs. Lewis, Mrs. Chew, and Mrs. Haaf, adults, and the following students of the Travis Elementary School, Suisun City: Carter Campbell, Jon Chew, Pat Collins, David Haaf, Steve Judkins, Paul Johnson, Jerry Morgan, Frank Moss, George Justice, Ronald Ringley, Richard Rounds, Bob Silva, Gary Scott, Stephen Small, Darold Strickley, Paul Velasquez, Candis Whitaker, Philip Wilson, Rodger Denny, Geraldine Brigham, Jean Bryan, Carolyn Critchfield, Linda Eisenhart, Marcia Forbes, Marey Geoghegan, Alice Hepp, Jane Kepner, Phyllis Johnson, Carol Lewis, Candy Niederkröger, Catheryne O'Braitis, Celia Rutledge, Theresa Porter, Patsy Twohill, Mildred Trovinger, Holly Ann Williams, Luann Hamilton, and Lynn McMurry.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 4, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

WILLIAM E. WARNE, a resident of Altadena; former Assistant Secretary of the Interior; has been in Korea as economic co-ordinator for foreign aid, and supervised the Fish and Wildlife Service in the Interior Department from 1947 to 1949. He left the Department of the Interior in 1951 after four years as its assistant secretary. He was director of United States Foreign Aid Missions in Iran and Brazil before taking over his post in Korea, where he supervised a staff of 300 Americans and 1,200 Koreans;

Director of Fish and Game, vice Seth Gordon, resigned, for the term ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 3, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

DR. CHARLES M. GRUBER, SR., a resident of Redlands; received his M.D. from Washington University, St. Louis. He taught physiology and pharmacology at six schools, and was professor of pharmacology at four of these institutions, and was charter member of four departments of pharmacology, (Albany Medical College, 1915; Colorado University, 1917; Jefferson Medical College, 1932; and the College of Medical Evangelists, 1952). He has published many notable works during his career and has held positions of responsibility in many national and local societies. He was elected president-elect of the American Society of Pharmacology and Experimental Therapeutics in 1951;

Member, Board of Trustees, Patton State Hospital, vice Dr. Daniel F. Mahoney, deceased, for the term ending four years from the date of the confirmation.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 3, 1959*To the Senate of the State of California:*

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

ROGER S. WOOLLEY, a resident of Rancho Santa Fe (San Diego County); he was graduated from Columbia University Law School in 1951 and was admitted to the bar in 1952. He is a partner in the San Diego law firm of John Gerald Driscoll, Jr. He has been a member of the San Diego Highway Development Association for the past six years and currently is the organization's first vice president. He was previously a director and second vice president. He was in the United States Navy from 1942 to 1946 as a lieutenant (j.g.) in the Pacific Theater of Operations;

Member, California Highway Commission, vice Fred W. Speers, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 3, 1959*To the Senate of the State of California:*

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

MRS. NINA G. COCHRANE, a resident of Ukiah; presently a member of the Mendocino County Grand Jury; has always shown an extreme interest in civic and political affairs;

Member, Board of Trustees, Mendocino State Hospital, vice Mrs. Helen Walton, for a term prescribed by law, ending four years from the date of confirmation.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 3, 1959

To the Senate of the State of California: I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

HARRY W. FALK, JR., a native of Humboldt County, served in the United States Army from 1943 to 1946; received LL.B. degree in 1939 from University of California Hastings Law School; member of the law firm of Preston, Falk and Johnson in Ukiah. He played basketball and football in college and promoted amateur boxing matches for DeMolay during his youth;

Member, State Athletic Commission, vice self, term expired, for the term ending January 1, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 27, 1959

To the Senate of the State of California: I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

BRADFORD CRITTENDEN, a resident of Stockton, has been district attorney for four years and has served in the office for a total of 15 years; has also been very active

in safety programs and is now an executive board member of the San Joaquin Safety Council;

Commissioner of the California Highway Patrol, vice Bernard R. Caldwell, resigned, for the term at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, February 27, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JOHN W. BRYANT, a resident of Riverside; Registered Professional Engineer in State of California and Montana; an engineering graduate of Iowa State College in 1934; has held water engineering posts with the United States Bureau of Reclamation, the United States Department of Agriculture and the United States Soil Conservation Service. He is presently chief engineer of the Riverside County Flood Control and Water Conservation District;

Member, California Water Commission, vice Everett L. Grubb, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Concurrent Resolution No. 79

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 303

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, March 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 33

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 73

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 73—Relative to the commendation of Mr. Sydney Kossen.

Resolution ordered to third reading file.

ASSEMBLY CHAMBER, March 5, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 33
Assembly Bill No. 67
Assembly Bill No. 162
Assembly Bill No. 181
Assembly Bill No. 187
Assembly Bill No. 229
Assembly Bill No. 359

Assembly Bill No. 372
Assembly Bill No. 373
Assembly Bill No. 387
Assembly Bill No. 609
Assembly Bill No. 623
Assembly Bill No. 704
Assembly Bill No. 832

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 33—An act to repeal Section 20987 of, and to add Section 20987 to, the Government Code, relating to the compulsory age for retirement under the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 67—An act to amend Section 3509 of the Fish and Game Code, relating to training dogs.

Referred to Committee on Fish and Game.

Assembly Bill No. 162—An act to amend Section 335.5 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Assembly Bill No. 181—An act to amend Section 2733.5 of the Business and Professions Code, relating to temporary permits for nurses.

Referred to Committee on Business and Professions.

Assembly Bill No. 187—An act to amend Section 12 of Chapter 1971 of the Statutes of 1957 and Section 325 of the Fish and Game Code, relating to deer.

Referred to Committee on Fish and Game.

Assembly Bill No. 229—An act to amend Section 7717 of the Education Code, and amend Section 19581 of the Education Code as proposed by Senate Bill No. 2, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 359—An act to amend Section 7 of the Penal Code, relating to the definition of "book."

Referred to Committee on Judiciary.

Assembly Bill No. 372—An act to add Section 376.1 to the Education Code and Section 855.1 to the Education Code, as proposed by Senate Bill No. 2, relating to leaves of absences of employees of county superintendent of schools.

Referred to Committee on Local Government.

Assembly Bill No. 373—An act to repeal Section 13041 of the Education Code and Section 13285 of the Education Code as proposed by Senate Bill No. 2, relating to teachers of beginners.

Referred to Committee on Education.

Assembly Bill No. 387—An act to add Section 4676 to the Education Code, and to add Section 2898 to the Education Code as proposed by Senate Bill No. 2, relating to the lapsation of school districts.

Referred to Committee on Education.

Assembly Bill No. 609—An act to amend Sections 170 and 171 of the Vehicle Code and to amend Sections 5005 and 5008 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the fees for issuing special license plates.

Referred to Committee on Transportation.

Assembly Bill No. 623—An act to amend Sections 8026 and 8029 of the Elections Code, relating to the recount of ballots for congressional and legislative offices.

Referred to Committee on Elections.

Assembly Bill No. 704—An act to add Section 6357.4 to the Education Code, and to add Section 20801.5 to the Education Code as proposed by Senate Bill No. 2, relating to school district maximum tax rates.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 832—An act to amend Sections 14740.4, 14740.5, and 14740.6 of the Education Code, and Sections 14683, 14684, and 14685 of the Education Code as proposed by Senate Bill No. 2, relating to school district retirement systems.

Referred to Committee on Governmental Efficiency.

LETTER OF TRANSMITTAL

SENATE SPECIAL COMMITTEE ON GOVERNMENTAL ADMINISTRATION
STATE CAPITOL, SACRAMENTO, March 5, 1959

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: Your Senate Special Committee on Governmental Administration has conducted an investigation of school crossing guards and the financing of their employment as proposed in Senate Bill No. 510 of the 1957 General Session, and reports herewith its findings together with conclusions and recommendations.

Respectfully submitted,

GEORGE MILLER, JR., Chairman
JOHN F. MCCARTHY, Vice Chairman
RANDOLPH COLLIER

ROBERT I. MONTGOMERY
STANLEY ARNOLD

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Miller moved that 500 copies of the report by the Senate Special Committee on Governmental Administration be printed for distribution.

Motion carried.

LETTER OF TRANSMITTAL

JOINT INTERIM COMMITTEE ON HIGHWAY PROBLEMS
SENATE, CALIFORNIA LEGISLATURE, March 2, 1959

*To the President of the Senate
The Speaker of the Assembly
and to Members of the Senate and Assembly*

The Joint Interim Committee on Highway Problems, created pursuant to Senate Concurrent Resolution No. 134, Resolutions Chapter No. 341, Statutes 1957, herewith submits its final report for the 1959 Regular Session.

Respectfully submitted,

Senators

RANDOLPH COLLIER, Chairman
SWIFT BERRY
HUGH M. BURNS
CARL L. CHRISTENSEN, JR.
LUTHER E. GIBSON
RICHARD RICHARDS
STANFORD C. SHAW

Assemblymen

LEE M. BACKSTRAND, Vice Chairman
FRANK P. BELOTTI
RALPH M. BROWN
CHARLES EDWARD CHAPEL
EDWARD M. GAFFNEY
THOMAS J. MACBRIDE
*CHARLES W. MEYERS
*Did not sign report

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Collier moved that 500 copies of the report by the Joint Interim Committee on Highway Problems be printed for distribution.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 20—An act to amend Sections 370, 372 and 372.4 of, and to repeal Section 372.1 of, the Vehicle Code, to amend Sections 9250, 9253, 9400 and 9404 of, and to repeal Section 9401 of, the Vehicle Code as proposed by Assembly Bill No. 5, and to amend Sections 7351 and 8651 of the Revenue and Taxation Code, relating to highway user fees and taxes;

Senate Bill No. 94—An act to amend Section 1300.17 of the Agricultural Code, relating to marketing orders;

Senate Bill No. 95—An act to amend Sections 796.1, 796.6, and 828.83 of the Agricultural Code, relating to citrus fruits;

And reports that the same have been correctly enrolled, and presented to the Governor on the fifth day of March, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, March 4, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 232

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Institutions

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Institutions, to which were referred:

Senate Bill No. 278

Senate Bill No. 310

Senate Bill No. 281

Senate Bill No. 311

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

COOMBS, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 98

Senate Bill No. 344

Senate Bill No. 212

Senate Bill No. 347

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 27

Senate Bill No. 78

Senate Bill No. 37

Senate Bill No. 79

Senate Bill No. 39

Senate Bill No. 349

Senate Bill No. 62

Senate Bill No. 353

Senate Concurrent Resolution No. 20

Assembly Concurrent Resolution No. 36

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

REGAN, Chairman

Above reported bills and resolutions ordered to second reading.

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 30

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 352

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 117

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 479

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 479

Senator Williams moved that Senate Bill No. 479 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 479—An act to amend Section 427 of the Streets and Highways Code, relating to Highway Route 127.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out line 10, and insert
“(b) Horseshoe Meadows to Lone Pine via Carroll Creek.”

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 376

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 376

Senator Grunsky moved that Senate Bill No. 376 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 376—An act to add Section 10607 to the Health and Safety Code, relating to access of newspapermen to vital statistics records.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out “Every”, and insert “Except as otherwise provided in Chapter 8 of this division, every”.

Amendment No. 2

On page 1, line 6, after "registrar", insert "or of any county recorder,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 255

Senator Short moved that Senate Bill No. 255 be withdrawn from Committee on Judiciary and re-referred to Committee on Public Utilities.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Rodda:

Senate Resolution No. 49

Relating to commending and congratulating Central California Educational Television, Inc., and television station KVIE

WHEREAS, Television station KVIE, the broadcasting facility of Central California Educational Television, Inc., a nonprofit corporation, began telecast operations on February 23, 1959; and

WHEREAS, This achievement was the culmination of more than six years of labor by thousands of dedicated residents of the area the station is now serving; and

WHEREAS, That area includes 15 Central California counties embracing more than 200,000 square miles; and

WHEREAS, The potential viewing audience within that area numbers approximately 1,750,000 California citizens; and

WHEREAS, KVIE is the second educational, or community, or non-commercial television station in the State of California and the thirty-eighth in the Nation; and

WHEREAS, KVIE is providing its viewers with a variety of educational, informative and cultural television programs of interest to both general and specific tastes not otherwise obtainable through this medium of communication; and

WHEREAS, KVIE further serves the elementary and secondary grade school children within its coverage area with a specified amount of actual classroom instruction and provides the instructors of these children with teacher training; and

WHEREAS, KVIE will also offer "telecourses" in certain subjects, which will be accepted for college credit by the 10 institutions of higher learning within its coverage area; and

WHEREAS, The operation of KVIE is supported entirely by contributions of money, materials, time and talent from interested citizens, with the exception of a small, permanent staff; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate of the State of California commends and congratulates the directors and members of Central California Educational Television, Inc., and the staff of television station KVIE for their joint achievement, and offers

every good wish for the success of this worthwhile venture; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to the president of the board of directors of Central California Educational Television, Inc., and to the general manager of television station KVIE.

Resolution read, and unanimously adopted on motion of Senator Rodda.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 342—An act to amend Sections 571.5 and 571.6 of the Elections Code, relating to election precincts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 251—An act to amend Section 4302 of the Government Code, relating to preference for American-made materials in public works contracts.

Bill read second time, ordered engrossed, and to consent calendar.

Senate Bill No. 133—An act to amend Section 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 First Extraordinary Session), relating to the Vallejo Sanitation and Flood Control District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 340—An act to add Section 6868 to the Harbors and Navigation Code, relating to river port districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 91—An act to amend Section 8819.5 of the Education Code, and Section 5703 of the Education Code as proposed by Senate Bill No. 2, relating to junior colleges.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 339—An act to amend Section 8752 of the Education Code, and amend Section 5602 of the Education Code as proposed by Senate Bill No. 2, relating to junior high schools.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 277—An act to add Section 4902.25 to the Education Code, and to add Section 3118.5 to the Education Code as proposed by Senate Bill No. 2, relating to the reorganization of school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 2 of the title of the printed bill, after "add", insert "Section".

Amendment No. 2

On page 1, between lines 8 and 9, insert

"This section shall apply when the territory of the high school district is situated entirely in one county and consists of four or fewer elementary districts, at least two of which are not contiguous."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 191—An act to amend Sections 1370 and 1376 of the Harbors and Navigation Code, relating to pilotage in the Port of San Diego.

Bill read second time, and ordered to third reading.

Assembly Bill No. 436—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 416—An act to add Section 940 to Article 2, Chapter 4, Part 1, Division 1 of the Unemployment Insurance Code, relating to unemployment and disability compensation insurance, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 88—An act adding Article 6 (commencing at Section 25701) to Chapter 7 of Part 2 of Division 2 of Title 3 of the Government Code, relating to the reclamation of water from sewage or other waste water, and the disposal thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "or".

Amendment No. 2

On page 2, line 7, strike out "or gift".

Amendments read, and adopted.

Further Amendments to Assembly Bill No. 88**Motion to Amend**

Senator Teale moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 12, of the printed bill, after "or", insert ", with the consent of the city legislative body expressed by ordinance, to".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 48—An act to amend Sections 73562 and 73563 of the Government Code, relating to the salaries for clerks in the municipal court district embracing the Cities of Carmel and Monterey.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 177—An act to add Division 19 (commencing at Section 70000) to the Water Code, relating to levee districts.

Motion to Refer Bill to Inactive File

Senator Johnson moved that Senate Bill No. 177 be placed on the inactive file.

Motion carried.

Senate Bill No. 138—An act to amend Sections 181 and 200 of, and to add Section 207.9 to, the Agricultural Code, relating to animal diseases and quarantine.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 203—An act to amend Section 1096.3 of the Agricultural Code, relating to livestock remedies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Murdy, Rattigan, Regan, Richards, Rodda, Short, Slattey, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 27—An act to amend Sections 468, 468.2, 511, 511.1, 511.2 and 511.3 of, and to add Sections 510.5, 511.6 and 511.9 to, the Vehicle Code, and to amend Sections 21357, 21358, 21359, 22352, 22354, 22355, 22357, 22358 and 22360 of, to amend the heading of Article 1 (commencing at Section 22350) of Chapter 7 of Division 11 of, repeal Sections 22353 and 22356 of, and add Sections 627, 22349 and 22358.5 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to the speed of vehicles and signs in connection therewith.

Bill read third time, and presented by Senator Richards.

Motion to Re-refer Assembly Bill No. 27

Senator Collier moved that Assembly Bill No. 27 be re-referred to Committee on Transportation.

Motion lost.

Further Consideration of Assembly Bill No. 27**Previous Question**

Senator Montgomery moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Assembly Bill No. 27.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Coombs, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.

NOES—Senators Collier, Dilworth, Dolwig, Grunsky, Miller, and Shaw—6.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 149—An act to amend Section 252 of the Vehicle Code, and to add Section 12518 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the operation of motor vehicles.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Donnelly, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 45—An act to add Section 10659 to, and amend Section 10840 of, the Fish and Game Code, relating to sea otters.

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Teale moved that Senate Bill No. 210 be taken from the inactive file and placed on the second reading file.

Motion carried.

Request for Unanimous Consent

Senator Teale asked for, and was granted, unanimous consent to take up Senate Bill No. 210, at this time, for consideration of amendments.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 210—An act to amend Section 3304 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to discontinuance of elementary schools in unified school districts.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate February 27, 1959, strike out lines 11 and 12, and insert "of the school signed by the parents or guardians of at least 10 or one-third, whichever number is the greater, of children".

Amendment No. 2

On page 2, line 15, after the period, insert "The signature of one parent is sufficient to represent all of the children of such parent."

Amendments read, and adopted.

Bill ordered printed, and to be retained on the second reading file at the request of Senator Teale.

RESOLUTIONS

The following resolution was offered:

By Senator Farr:

Senate Resolution No. 50

Relating to the full utilization of historical monuments

WHEREAS, The State Park Commission is charged with the development and preservation of state historical monuments for the beneficial use, inspiration, and enjoyment of the public; and

WHEREAS, Many of such monuments, particularly houses and other buildings of historical importance, have heretofore been developed and used solely as museums, which is one proper use; and

WHEREAS, In many localities a much wider and more beneficial use could be found for such houses and other buildings through the development of a comprehensive program for broad community utilization as particularly indicated by the National Trust for the Preservation of Historical Monuments; now, therefore, be it

Resolved by the Senate of the State of California, That the State Park Commission be hereby advised and memorialized that it is the sense of this House that the commission should give serious consideration to the initiation of a program for the development and use of such buildings, in whole or in part, for the housing of community offices such as Red Cross, Community Chest, etc., and for use as community hospitality centers or other projects which, while not inconsistent with the main purpose of preserving the historical interest and aura of the buildings, will make them more inviting to the general public, more economical for the State, and more significant to the general public; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to each member of the State Park Commission.

Resolution read, and referred to Committee on Natural Resources.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 891: By Senator Hollister—An act to add Section 11.5 to the Santa Barbara County Flood Control and Water Conservation District Act (Chapter 1057, Statutes of 1955), relating to the Santa Barbara Flood Control and Water Conservation District, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 892: By Senator Hollister—An act to add Section 137.5 to the Streets and Highways Code, relating to the taking of traffic counts.

Referred to Committee on Transportation.

Senate Bill No. 893: By Senator Miller—An act to amend Sections 68540, 68540.5, and 68541 of, and to add Sections 68547 and 75082 to, the Government Code, relating to the assignment of judges.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 894: By Senator Williams—An act to add Section 104.4 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 895: By Senator Richards—An act to add Sections 8402 and 8403 to the Government Code, relating to the administration of programs for the blind.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 896: By Senator Richards—An act to amend Section 2164 of the Welfare and Institutions Code, relating to property qualifications for old age assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 897: By Senator Byrne—An act to amend Section 771 of the Insurance Code, relating to insurance in connection with sales and loans.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 898: By Senator Berry (Co-authored by Assemblyman Lunardi)—An act to add Section 5038 to the Public Resources Code, relating to parks.

Referred to Committee on Natural Resources.

Senate Bill No. 899: By Senator Fisher—An act to amend Section 13444 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to dismissal of school district employees.

Referred to Committee on Local Government.

Senate Bill No. 900: By Senator Farr—An act to amend Section 1801 of the Military and Veterans Code, relating to fraudulent representations or solicitations.

Referred to Committee on Military and Veterans Affairs.

Senate Bill No. 901: By Senator Regan (Co-authored by Assemblymen Biddick, Busterud, Francis, MacBride, Thelin, Hanna, Masterson, and Bruce F. Allen)—An act to amend Section 89 of, and add Section 369.1 to, the Code of Civil Procedure, relating to the transfer of cases from the superior court to the municipal court.

Referred to Committee on Judiciary.

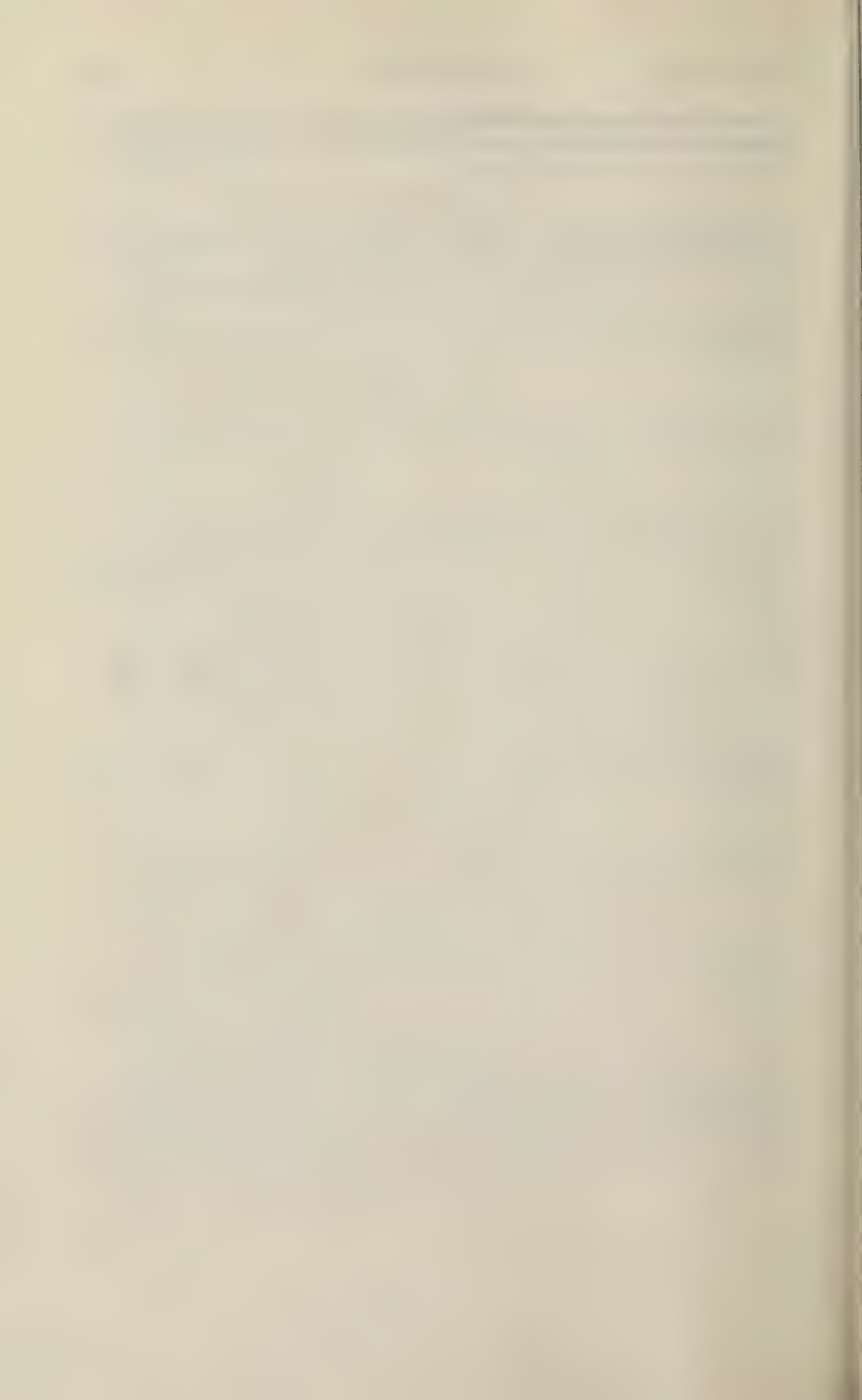
Senate Concurrent Resolution No. 39: By Senator McCarthy—Relative to adding Rule 19.5 to the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

ADJOURNMENT

At 4.31 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10.30 a.m., Friday, March 6, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-EIGHTH LEGISLATIVE DAY

FORTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, March 6, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

God send us men alert and quick His lofty precepts to translate. Until the Laws of Christ become the laws and habits of the State. God send us men with hearts ablaze, All truth to love, all wrong to hate; These are the patriots nations need. These are the bulwarks of the State. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Dilworth, on motion of Senator Williams, due to legislative business.

Senator McBride, on motion of Senator Collier, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Captain Osmer "Hap" Gourley, Napa Fire Department, Napa.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Tony Crittenden of Plantation.

On request of Senators Fisher and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Herbert Blossom of Sacramento.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Barbara Rosini of Chatsworth; Ann Beard of El Centro; and Marge Craig of Northridge.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Tanghe, Mr. Wieg, and Mrs. Esther Coleman, instructors, and the following students of Bret Harte School, Alameda County: Charles Armes, Donna Bailey, Nancy Bliss, Marietta Bookhout, Pennyce Burke, Frank Calvin, Gary Lee Capehart, Shirley Chapman, Delores Ann Crow, Tony Davila, Anna Maria Geiger, John Haller, Daryl Hylton, Janice Kleinmeyer, Charles "Red" Leland, Virginia Low, Rudy Martinez, Marilyn Meyer, Cheryl Murphy, Tracy Petersen, Barbara Piercy, Patricia Reed, Alan Rush, Robert Scott, David Singleton, Elyse Slaton, Carol Smith, Edna Stringent, Karen Tousley, Orville Wilkinson, Roy Worley, Linda York, Paul Bachelor, James Baldwin, Karleen Bartle, Diane Dewey, Jack Erwin, Natalia Fitzpatrick, Cheryl Grotts, Jennifer Jones, Gregory Kiester, John Alan Lauenroth, Alan Lorenzi, LaMoyné Lutz, Diane Martin, Judy McNair, Nancy Mendoza, John Neal, Victoria Reyes, Guy Sandoval, Catherine Sheplar, Marvin Siedel, Linda Silvestri, David Smith, Vernon Smith, Clayton Soares, Brooks Stafford, David Wareham, and Nadine Williams.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ralph Cheney of Talmage.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Emerson M. Bain, Superintendent of Madera County Schools, and the following members of his staff: Mr. Hansel Cope, business manager; Mr. Norman Gould, deputy superintendent; Mr. Pete Badorine, deputy and physical education consultant; Mr. Louis Capper, consultant in elementary education; Mrs. Dorothy Chambers, consultant, elementary and special education; Mr. Donn Crockett, psychologist; Mrs. Alice Gallant, music consultant; Mrs. Lydia Kraus, consultant in elementary education; Mrs. Maud Lindemann, director of curriculum, secondary co-ordinator; Miss Rintha Robbins, librarian, consultant in instructional materials; and Miss Margaret Cann, director, guidance and attendance.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Mel Riddle of San Diego.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Edward Hale, Superintendent; Mr. Walter Matthews and Mr. William Joekman, instructors; Mr. Reggie Benton, driver; and the following students of the El Capitan Elementary School, Delhi: Marion Anson, Vernon Cole, Donald Burnus, Donald Graham, George Ishihara, John Mayfield, Rodney McCombs, Jack Neugebauer, John Sanders, Bobby Sapp, Fred Slackway, Billy Stanford, Douglas Threet, Phil Armstrong,

James Folkner, Eugene Turner, Ted King, Paul Wheelhel, Bonnie Adams, Ann Gahagan, Maxine Hurst, Lenora Lyon, Loretta Lyon, Vivian Medeiros, Linda Paculba, Barbara Slaton, Linda Smith, Peggy Taylor, Audrey Tittle, Geraldine Grissom, Rebecca Norris, Evelyn Reed, Mike Ruth, Carla Sapp, Allen Schmidt, Karen Sneed, Harold Sweeten, Charles Downs, Ida Hoya, Carol Yesser, Loretta Abapo, Eduardo Aleordo, Chester Allison, Richard Benziger, Ken Boucher, Otis Boyd, Judy Boyd, Steve Browning, Gil Deissroth, John Chambers, Larry Dumford, Norma Freeman, Oscar Grissom, Hershall Hamilton, Jerry Hamilton, Leta Hilderbrand, Trudy Johnson, Betty Koehn, and Deloris Koehn.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Warren McDonald, instructor; Mr. W. H. Robbins, driver; Mrs. E. Woodland, Mrs. J. Wood, Mrs. B. Huff, and Mrs. W. McDonald, adults; and the following students of the Twain Harte School, Twain Harte: Richard Behlen, Kenneth Bliss, Robert Hamilton, Jerry Holmes, David Peters, Lucky Peterson, Richard Trevene, Alan Westfall, Robin Bird, Barbara Bolin, Joyce DeLack, Rachel Hitch, Virginia Holman, Diana Huff, Rubie Ingalls, Charlene Jackson, June Maszk, Ella Poston, Ann Tune, Denise Wood, and Paula Woodland.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Shukle, instructor; Mrs. Weidenman and Mrs. Shannon, adults; and the following students of the Mariemont School, Sacramento: Donald Baum, John Bickford, Donald Cassinelli, Miguel Clark, James Henry, Jeffrey Hess, Larry Johnson, Robert Kilmartin, Wilson Koehler, Gary Kroske, Scott Maass, Thomas MacRostie, Robert Relat, Garth Rustin, Frederick Schroeder, Earl Smith, Jeffery Smith, Mark Weidenman, Glen Vedera, Mary Bruchs, Karen Buchanan, Linda Burrows, Linda DeLong, Lorene Fahr, Ardene Gobler, Laurie Henderson, Jacqueline Horn, Peggy Hutchison, Linda Joseph, Judy Kaul, Gayle Kelberlau, Sharon Martin, Maryan Osborn, Linda Rohrer, Linda Shannon, Barbara Barnett, and Karin Burke.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George R. Stratton, instructor, and the following students of the West Marin School, Point Reyes Station: Wesley Campigli, Richard Clark, Charles Davis, William Dilena, Marvin Giambastiani, Frank Giammona, James McConchie, Thomas M. Martin, William Morris, Preston Reid, Doyle Thompson, Stanley Truttman, Susan Allison, Judith Cherrigan, Evelyn Drew, Joan Gearhart, Cheryl Gitchell, Juanita Gollow, Kathleen Hedieke, Eileen Lemos, Margo Martin, Merissa Tobler, and Shirley Tyrell.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Senator Don Theil and Representative George Annola, from the State of Oregon.

On request of Senator Holmdahl the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. E. A. Daly, publisher *California Voice*, and Mr. George A. Vaughns, Oakland.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Phil McWilliams of San Bernardino.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber was unanimously extended to Mr. John Casey and Mr. Harry Propp, instructors, and the following students of the Galt Unified Union Elementary School, Galt, who were guests of the Senate on Thursday, March 5, 1959: James Bohr, James Cochran, Ronald Davidson, Lance Dorman, David Ferriera, Joan Gibson, Arlita Goehring, Dawn Gudel, John Haines, William Harmer, Judith Huggins, Joseph Kiser, Paulette Knecht, Ramona Kusler, Clara Ann Lewis, Katherine Mello, John Miller, Lyle Nimmo, Marie Olney, Julia Pullen, Dennis Radford, Diane Rontani, Betty Reynolds, Bruce Smith, Linda Spaans, Michael Stiehr, Jane Weedon, John Weightman, Sandra Wilkerson, Lana Williams, Paul Russel, Roger Mitzel, Joe Oswald, Marie Higgs, Arlene Sneed, Barney Bender, Roy Cain, Robert Erman, Wayne Forbes, Rodney Goehring, Gary Henderson, Freddie Immoos, Richard Knowles, Carl Koellman, Renald Miller, Ronald Overland, Terrance Quashnick, Joe Stamp, Howard Wesat, Paul Witley, Joan Jackson, Sharon Kelly, Barbara Morris, Tina Peters, Felifa Rabanal, Barbara Roberts, Dorothy Schauer, Barbar Schulze, Leiloni Seiglock, Linda Smith, Sharon Stevens, Nancy Taylor, Fay Templeton, and Patricia Tweith.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 176
Assembly Bill No. 184
Assembly Bill No. 712

Assembly Bill No. 721
Assembly Bill No. 837
Assembly Bill No. 879

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Assembly Bill No. 184—An act to amend Section 11 of the Defense Production Act (Statutes 1950, Third Extraordinary Session, Chapter 33), extending the effective date of the act.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 712—An act to amend Section 3800 of the Labor Code, relating to construction permits.

Referred to Committee on Local Government.

Assembly Bill No. 721—An act to amend Section 8695 of the Fish and Game Code, relating to gill nets.

Referred to Committee on Fish and Game.

Assembly Bill No. 837—An act to amend Sections 16771 and 16772 of the Government Code, relating to state bonds.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 879—An act to add Section 638 to the Penal Code, relating to equipment employing roentgen rays.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 90

Senate Bill No. 339

Senate Bill No. 133

Senate Bill No. 340

Senate Bill No. 251

Senate Bill No. 342

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 277

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Public Health and Safety

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 194

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 85

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 220

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 49

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, March 5, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 430

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

FARR, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 46

Assembly Concurrent Resolution No. 75

Senate Concurrent Resolution No. 38

Assembly Concurrent Resolution No. 80

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Transportation

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 832

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 832

Senator Slattery moved that Senate Bill No. 832 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 832—An act to amend Section 350 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to farm tractors used on highways.

Bill read second time.

Motion to Amend

Senator Slattery moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 1, and insert

"SECTION 1. Section 350 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session is amended to read:

350. Implement of husbandry includes, but is not limited to:

(a) A lift-carrier or other vehicle designed and used exclusively for the lifting and carrying of implements of husbandry, when operated or moved upon a highway.

(b) A trailer of the tip-bed type when used exclusively by a farmer owner in the transportation of other implements of husbandry.

(c) A one-axle trailer of the tip-bed type when used exclusively in the transportation of other implements of husbandry.

(d) A two-wheeled trailer having no bed, and designed and used solely for transporting a hayloader.

(e) A spray or fertilizer applicator rig designed and used exclusively for spraying or fertilizing in the conduct of agricultural operations.

(f) A nurse rig or equipment auxiliary to the use of and designed or modified for the fueling, repairing, or loading of a spray rig or an airplane used for the dusting, spraying, fertilizing, or seeding of crops.

(g) A row duster.

(h) A wagon or van used exclusively for carrying products of farming from one part of a farm to another part thereof, or from one farm to another farm, and used

solely for agricultural purposes, including any van used in harvesting alfalfa or cotton, which is only incidentally operated or moved on a highway as a trailer.

(i) A wagon or portable house on wheels used solely by shepherds as a permanent residence in connection with sheep-raising operations and moved from one part of a ranch to another part thereof or from one ranch to another ranch, which is only incidentally operated or moved on a highway as a trailer.

(j) A trap wagon moved from one part of a ranch to another part of the same ranch or from one ranch to another, which is only incidentally operated or moved on a highway.

(k) Any vehicle which is operated upon a highway only for the purpose of transporting agricultural products across a highway and is in no event operated along a highway for a greater distance than one-quarter mile.

(l) A portable honey-extracting trailer or semitrailer.

(m) A non-self-propelled fertilizer nurse tank or trailer moved unladen on the highway and auxiliary to the use of a spray or fertilizer applicator rig.

(n) Any cotton trailer when used on the highways for the exclusive purpose of transporting cotton from a farm to a cotton gin, and returning the empty trailer to such farm, except that Section 5017 shall apply to such trailers.

(o) *Any farm tractor, otherwise an implement of husbandry, used upon a highway to draw a trailer carrying farm produce or carrying implements of husbandry when operated between farms or from a farm to a processing or handling point and when returning, either with or without the trailer.*"

Amendment No. 2

On page 1, strike out lines 2 to 24, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

LETTER OF TRANSMITTAL

SENATE SPECIAL COMMITTEE ON GOVERNMENTAL ADMINISTRATION
STATE CAPITOL, SACRAMENTO, March 5, 1959

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: Your Senate Special Committee on Governmental Administration has conducted an investigation of special trust funds at several of the state colleges and reports herewith its findings, together with conclusions and recommendations.

Respectfully submitted,

GEORGE MILLER, JR., Chairman
JOHN F. MCCARTHY,
Vice Chairman

RANDOLPH COLLIER
ROBERT I. MONTGOMERY
STANLEY ARNOLD

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Miller moved that 500 copies of the report by the Senate Special Committee on Governmental Administration be printed for distribution.

Motion carried.

Motion to Print With Rush Order

Senator Miller moved that the above report by the Senate Special Committee on Governmental Administration be sent to print with a rush order.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 278—An act to amend Section 963 of the Welfare and Institutions Code, relating to juvenile homes and camps.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 281—An act to amend Section 6651 of the Welfare and Institutions Code, relating to state hospitals and institutions.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 310—An act to amend Section 7009 of the Welfare and Institutions Code, relating to liability for payment.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 311—An act to amend Section 5516 of the Welfare and Institutions Code, relating to cost of care.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 98—An act to amend Section 631 of the Code of Civil Procedure, relating to waiver of jury trial.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 212—An act to repeal Sections 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, 1435.10, 1435.11, 1435.12, 1435.13, 1435.14, 1435.15, 1435.16, 1435.17, 1435.18, 1435.19, 1435.22, 1435.24, 1435.25, 1435.26, 1435.27, 1435.28, 1435.29, 1435.30, 1435.31, 1435.33, 1435.37, and 1435.39 of the Probate Code, and to amend Sections 1435.1, 1435.2, 1435.3, and 1529 of said code, and to amend and renumber Sections 1435.20, 1435.21, 1435.23, 1435.32, 1435.34, 1435.35, 1435.36, and 1435.38 of said code, and to add Sections 1435.4, 1435.5, 1435.9, 1435.15, 1435.16, 1435.17, and 1435.18 to said code, and to amend Sections 172, 172a, 1242, and 1243 of the Civil Code, and to add Section 172b to said code, relating to transfer and encumbrance of community and home-stead property when a spouse is incompetent.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 272—An act to amend Sections 480 and 1802 of the Probate Code and Sections 106, 1581, 1586 and 1587 of the Financial Code, relating to conservatorship.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 344—An act to amend Section 10407 of the Government Code, relating to the Commission on Uniform State Laws.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 347—An act to add Section 1255b to the Code of Civil Procedure, relating to eminent domain and the allowance of interest after an order is made letting the plaintiff into possession.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 27—An act to amend Section 409 of the Code of Civil Procedure, relating to notice of pendency of actions affecting title to real property.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 37—An act to amend Section 117j of the Code of Civil Procedure, relating to appeals from small claims courts.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 39—An act to add Section 117,jj to the Code of Civil Procedure, relating to appeals from small claims courts.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 62—An act to amend Section 581d of the Code of Civil Procedure, relating to the dismissal of an action.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 78—An act to amend Section 2924b of the Civil Code, relating to the use of certified mail for notices of default and sale under deeds of trust or mortgages.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 79—An act to add Section 17 to the Civil Code, to add Section 11 to the Code of Civil Procedure, to amend Section 8 of the Corporations Code, to amend Section 13 of the Education Code, to amend Section 8 of the Financial Code, to amend Section 8 of the Labor Code, to add Section 5 to the Probate Code, to amend Section 8 of the Public Utilities Code, and to amend Section 10 of the Vehicle Code, relating to the use of certified mail.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 349—An act to add Division 5, comprising Sections 30000 through 30010, to Title 4 of the Corporations Code, relating to fiduciary security transfers.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 353—An act to add Chapter 6, comprising Sections 5500 through 5506, to Division 6 of Title 1 of the Government Code, relating to facsimile signatures or seals on public obligations.

Bill read second time, and ordered engrossed. To Consent Calendar.

Senate Concurrent Resolution No. 20—Relative to a study of the Uniform Commercial Code.

Resolution read second time, and ordered engrossed. To Consent Calendar.

Senate Bill No. 30—An act to add Section 690.235 to the Code of Civil Procedure, relating to exemptions from attachment and execution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Senate February 25, 1959, after "him", insert " , or to his credit,".

Amendment No. 2

On page 1, line 10, after "\$40", insert " , shall be exempt from attachment or execution without filing a claim for exemption as provided in Section 690.26".

Amendments read, and adopted.

Bill ordered printed, and engrossed. To Consent Calendar.

Senate Bill No. 352—An act to amend Sections 1653, 1672, 1677, 1680, 1683, 1685, and 1689 of, to repeal Sections 1661 and 1681 of, and to add Sections 1661, 1672.5, 1681, 1683.5, 1691, and 1692 to, the Code of Civil Procedure, relating to the enforcement of duties of support.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 14, of the printed bill, after "superior court", insert "of this State".

Amendment No. 2

On page 2, line 9, after "attorney", insert "of the county".

Amendment No. 3

On page 2, line 9, strike out ", city", strike out all of line 10, and in line 11 strike out "criminal offenses in the city or other area".

Amendment No. 4

On page 2, strike out lines 21 to 28, inclusive.

Amendment No. 5

On page 3, line 9, strike out ", including arrearages,".

Amendment No. 6

On page 3, line 36, strike out "diligently".

Amendment No. 7

On page 3, line 37, after "case", insert "diligently".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 117—An act to add Section 24283 to the Health and Safety Code, relating to air pollution, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate February 16, 1959, strike out "necessary for", and insert "compatible with".

Amendment No. 2

On page 1, line 7, strike out "When these standards have", and strike out lines 8 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 210—An act to amend Section 3304 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to discontinuance of elementary schools in unified school districts.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 36—Relative to approving continuation of studies by the California Law Revision Commission.

Resolution read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 202—An act to amend Section 205.5 of the Agricultural Code, relating to the State Livestock Sanitary Committee.

Motion to Pass on File

Senator Byrne moved that Senate Bill No. 202 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 232—An act to add Section 604.14 to the Vehicle Code, and to add Section 23120 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to glasses worn by drivers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.

NOES—Senators Gibson and Murdy—2.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 48

Relative to congratulating Vincent D. Kennedy

WHEREAS, Vincent D. Kennedy did, during the month of February of this year, complete the first one-quarter of a century of his period of distinguished service as managing director of California Retailers Association; and

WHEREAS, "Vinc," who was born in the shadow of the Capitol and spent his youth in Sacramento, is widely known and loved by a great host of friends and is respected throughout all branches of the State Government because of his service to the State, first as executive secretary to Governor C. C. Young and later as Southern California representative of the California Public Utilities Commission; and

WHEREAS, Vinc is justly proud of his service in "the corner office" during the Young Administration, which was noted for the many public-spirited and eminent men who devoted themselves to the betterment of our great State; and

WHEREAS, From that experience Vinc developed a continuing and deep regard for the welfare of his native California that has always distinguished him among his colleagues; and

WHEREAS, Much favorable attention has been directed to California by the service Vinc has vigorously performed with national organizations on behalf of retailing; and

WHEREAS, Vinc has served faithfully and conscientiously on various federal and state advisory groups, thereby bringing acclaim to his industry and recognition to California; and

WHEREAS, We wish to join with his many friends in extending hearty congratulations upon this happy occasion; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate hereby extend to our good friend Vinc Kennedy our enthusiastic congratulations upon the completion of his first 25 years of service as managing director of the California Retailers Association, confidently trusting that he will happily continue as such director for many years to come; and be it further

Resolved, That the Secretary of the Senate is directed to transmit to Vincent D. Kennedy a suitably prepared copy of this resolution.

Resolution read, and unanimously adopted on motion by Senator Burns.

Senate Bill No. 342—An act to amend Sections 571.5 and 571.6 of the Elections Code, relating to election precincts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

SENATOR RICHARDS EXCUSED

At 11 a.m., on motion of Senator Burns, Senator Richards was excused for the balance of this legislative day on legislative business elsewhere.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 133—An act to amend Section 20 of the Vallejo Sanitation and Flood Control District Act (Chapter 17 of the Statutes of 1952 First Extraordinary Session), relating to the Vallejo Sanitation and Flood Control District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 340—An act to add Section 6868 to the Harbors and Navigation Code, relating to river port districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 339—An act to amend Section 8752 of the Education Code, and amend Section 5602 of the Education Code as proposed by Senate Bill No. 2, relating to junior high schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Stiern, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 277—An act to add Section 4902.25 to the Education Code, and to add Section 3118.5 to the Education Code as proposed by Senate Bill No. 2, relating to the reorganization of school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 73—Relative to the commendation of Mr. Sydney Kossen.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 191—An act to amend Sections 1370 and 1376 of the Harbors and Navigation Code, relating to pilotage in the Port of San Diego.

Bill read third time, and presented to Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 436—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof to take effect immediately.

Bill read third time, and presented by Senator Berry.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson,

McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 416—An act to add Section 940 to Article 2, Chapter 4, Part 1, Division 1 of the Unemployment Insurance Code, relating to unemployment and disability compensation insurance, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Grunsky.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 48—An act to amend Sections 73562 and 73563 of the Government Code, relating to the salaries for clerks in the municipal court district embracing the Cities of Carmel and Monterey.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolution was offered:

By Senator Thompson:

Senate Resolution No. 51

Relating to the commendation of the University of Santa Clara, Mr. John A. McCone, and Father Patrick Donohoe

WHEREAS, On March 18, 1959, the University of Santa Clara after 108 years of service to the people of California will celebrate Founder's Day; and

WHEREAS, The University of Santa Clara has played an outstanding role in the moral and academic training of the young men of California; and

WHEREAS, Under the administration of the Jesuit fathers, the University of Santa Clara has produced men for California who possess sound judgment, high moral ideals, ability to evaluate critically, and a keen social consciousness; and

WHEREAS, Today the University of Santa Clara is at a high point in its long history, under the administration of Father Patrick Donohoe; and

WHEREAS, Father Donohoe, a native of San Francisco and a graduate of St. Ignatius High School and the Sacred Heart Novitiate, Los Gatos, studied at Gonzaga University and Harvard University, obtained a doctorate in political science from St. Louis University, was chairman of the political science department of the University of Santa Clara from 1950 to 1957, and was appointed president of the University of Santa Clara on August 11, 1958; and

WHEREAS, In commemoration of Founder's Day, the University of Santa Clara will confer the degree of Doctor of Laws upon Mr. John A. McCone, chairman of the United States Atomic Energy Commission; and

WHEREAS, Mr. McCone, after engineering studies at the University of California, entered upon a career as a construction engineer and subsequently as a business executive. Among other capacities, John A. McCone has served as executive vice president and director of Llewellyn Iron Works, as president and organizer of the Bechtel-McCone Corporation, as president and director of the California Shipbuilding Corporation, as director of the California Bank of Los Angeles, the Pacific Mutual Life Insurance Company, and the Industrial Indemnity Company, as a member of the President's Air Policy Commission, as deputy to the Secretary of Defense, and as Under Secretary of Defense; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this body hereby extend their most sincere congratulations to the University of Santa Clara and all its officers and faculty, and in particular to Father Patrick Donohoe, the president of that great institution; and be it further

Resolved, That the members of this body extend their congratulations to Mr. John A. McCone upon his elevation to his new and vitally significant position as chairman of the United States Atomic Energy Commission; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mr. Herman J. Hauck, president of the Board of Trustees of the University of Santa Clara, to Father Patrick Donohoe, President of the University of Santa Clara, and to Mr. John A. McCone, chairman of the United States Atomic Energy Commission.

Resolution ordered to third reading file.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Holmdahl:

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 748—An act to amend Section 12 of the Alameda County Flood Control and Water Conservation District Act, relating to the levy and collection of taxes and assessments.

The above request to suspend the Constitution was referred to the Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

MAXWELL M. WILLENS, Member, Small Craft Harbors Commission, vice self, interim appointee;

CARL J. WRIGHT, Member, Small Craft Harbors Commission, vice self, interim appointee;

ARTHUR BELCHER, Member, Alcoholic Beverage Control Appeals Board, vice Donald Bonar, resigned;

HENRY ERLE CLINESCHMIDT, Member, Fish and Game Commission, vice Weldon L. Oxley, term expired;

DANIEL BLAIN, M.D., Director of Mental Hygiene, vice Dr. Marshall E. Porter, resigned;

CAPTAIN HENRY W. SIMONSEN, Member, Board of Pilot Commissioners for Bays of San Francisco, San Pablo and Suisun, vice self, term expired;

FRANK S. BALTHUS, Member, California Law Revision Commission, vice Stanford C. Shaw, resigned;

DONALD P. LOKER, Member, Small Craft Harbors Commission, vice self, interim appointee;

JOHN A. ERTOLA, Member, California Veterans Board, vice Stanley E. McCaffrey, term expired;

Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

The above reported appointments by the Governor, to be confirmed by the Senate, was ordered printed in the Journal upon request of Senator Burns.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 902: By Senator Collier—An act to add Section 591 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to the definition of "street" or "highway."

Referred to Committee on Transportation.

Senate Bill No. 903: By Senator Byrne—An act to amend Sections 12604, 12651, and 12652 of the Health and Safety Code, relating to agricultural and wildlife fireworks.

Referred to Committee on Agriculture.

Senate Bill No. 904: By Senators Short, Collier, Miller, and McCarthy—An act to add Section 7615 to the Public Utilities Code, relating to railroad equipment.

Referred to Committee on Public Utilities.

Senate Bill No. 905: By Senators Fisher, Miller, and Arnold—An act to amend Sections 445 and 531 of, and to add Sections 531.1 and 1061.1 to, the Revenue and Taxation Code, all relating to property taxation and providing for the assessment of property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 906: By Senators Fisher and Farr—An act to repeal Section 11 of Chapter 33 of the Statutes of 1956, First Extraordinary Session, relating to state and local planning.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 40: By Senators Christensen, Teale, Short, O'Sullivan, Arnold, and Slattery (Co-authored by Assemblyman Belotti)—Relative to predatory animal control.

Referred to Committee on Fish and Game.

ADJOURNMENT

At 11:37 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, March 9, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

THIRTY-NINTH LEGISLATIVE DAY

FORTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, March 9, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Hurdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson 35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, save us, we pray, from the easygoing, freewheeling, superficial optimism that says everything will turn out all right; that nothing can happen to us, so we'll just drift along with the tide. Save us also from gloomy and morbid pessimism; that "as things have been so they remain"; that we are powerless in the clutch of circumstances. Grant us wisdom to look at ourselves and our world as we are, and give us faith to believe that, with Thy help, things can be changed for the better.
AMEN.

PLEDGE OF ALLEGIANCE

Senator Dolwig led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Williams, on motion of Senator Burns, due to legislative business.

Senator Collier, on motion of Senator McBride, due to legislative business.

Senator Miller, on motion of Senator Murdy, due to legislative business.

Senator Christensen, on motion of Senator Murdy, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Chief John E. Stone, Napa Fire Department, and Mr. Osmer Gourley of Napa.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Rex Nerison of Anaheim; Mr. Kenneth Nielsen of Santa Ana; and Mr. Harlan Coffman of Garden Grove.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. J. E. Gooding of San Luis Obispo.

On request of Senators Rattigan and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Raymond E. Strand of Sacramento.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. David Gray, Mrs. Judith Bomgardner, Mrs. Jean Meyers, Mrs. Edward Freitas, Mr. Marshal Keating, and Mr. Irving Wheat, adults; and the following students of the Marine Del Mar Elementary School, Monterey County: James Adams, Jean Adams, Carol Beaver, Nancy Berg, Charles Burch, Vivian Busby, Jackie Crampton, Anthony Dake, Robert Davis, Diane Freitas, Glenna Freitas, Marelia Garton, Kenneth Gehman, Wayne Ivey, Janice Johnson, Nancy Johnson, Franklin Loughran, James Martin, Susan Martin, Edward MacMurray, David Meyer, Charlotte Overman, Vicente Pacificar, James Proctor, Katherine Rangnow, Donna Richardson, Mary Sandlin, Charles Sebrank, Charles Scoville, Judy Smith, David Stone, Albert Tegtmeier, Ellen Torrez, Danny Walkup, Joanne Wilcox, and Jeanete Woodard.

On request of Senators McCarthy and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Albert Mello of San Quentin.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Arthur J. Rendon, Mr. W. M. Neighbors, Mr. George Campbell, and Mrs. Mary F. Kehew of Los Angeles; Hon. Jack R. Bettencourt, Mayor, Mr. Alex Moore, Councilman, Mr. M. D. McKeown, City Manager, and Mr. Glenn R. Watson, all of Dairy Valley.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Thomas Powells of Oakland.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jeremy Jones, Northern California Director, Coro Foundation, San Francisco.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Walter B. Townsend of Colton.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. F. Presley Abshire of Sonoma County.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Howard H.

Crampton, Barbara J. Crampton, Richard Head, Rose Head, Helen Oliveri, Deborah Purvis, Kieth Murray, Mrs. John McBain, and Mrs. Souza, adults; and the following students from the Mission Hill Junior High School, Santa Cruz: Michael Ball, Richard Canepa, Scott Cartwright, Pat Eklof, Mike Gagne, Dave Garbe, Jim Gerkensmeyer, Shirley Gibbs, Vincent Lacarriere, Penny McBain, Jim Miller, Dave Netto, Paula Pappas, Lynn Pendergraft, Bob Powell, Ruth Rader, Gloria Ramirez, John Reite, Linda Schroeder, Kaaren Walberg, Michon Bradford, Robert Arneson, Donna Braga, Gail Cotting, Sherrill Duncan, Gail Ebbe, Cathie Fearnough, Ingrid Ford, Mike Fratis, Ricky Hobbs, John Johnson, Margo McCommon, Barbara Miller, Sara Shockley, Patricia Smith, Sue Stevens, Crystal Trapp, Sandra Wilder, Ricky Wilkins, Jim Wilson, Stanley Barteli, Martha Bowersock, Terri Cacace, Marie Cardinale, Gus Gordero, Mark Dahlberg, Prospero Devillires, Dolores Flagler, Janet Ford, Peggy Gregory, Jeanne Hager, Carol Hart, Charles Head, Richard Heenan, Tom Hoyer, Ronald Lahr, Margo Morelli, Eddie Moretti, Stephanie Odom, Mike Olivieri, Susan Olivieri, Walter Olivieri, Mike Oppido, Mike Owen, Keith Risk, Gary Schultz, Jon Sinkinson, Alan Utzig, Regina Zwerling, Karl Balke, Cornelius Bumpus, Julie Crust, Scott Ferguson, Marie Ferranti, Cecilia Gonzales, Susan Hancy, Gaye Hover, Linda Kester, Dolores Lacarriere, Faye Mahan, Teresa Masalta, Gail Mechan, Bill Minuti, John Piere, Nancy Quilici, Nancy Rice, Dan Sandrock, Vickie Scontriano, Mary Soder, Marilyn Souza, Danny Spencer, Pat Taylor, Diane Turner, Issac Villanuevo, Dennis Walker, Gail Fleming, Margret Beck, Pam Skorski, Tom Knapp, Jennifer West, Marshall White, Georgia Cleveland, Billy Thomas, Phil McRae, Diane Premier, Martina Re, Arlene Arana, Carol Williams, Kathy Cleal, and Bill Pfahler.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dunn, Mrs. Kenyon, and Mrs. Esther Coleman, instructors, and the following students of the Bret Harte School, Alameda County: Diane Ahlin, John Carlson, Gordon Davis, Gail Denend, Richard Ferry, Barney Flanagan, Sandra Fredrickson, Donald Gohlke, Gordon Green, Lee Ann Johnson, Thomas Jones, Maria Judd, Charles Kendall, Janet Landers, Mickie McDonald, Wanda Mountjoy, Suzanne Parson, Karen Perdew, Patricia Reid, Gregoria Silva, Mary Ellen Smith, Jeanne Thomas, Karen Waterson, Wally Wentworth, George Bay, Ralph Bolander, Jerry Bourasa, Lerry Bourasa, Gayle Byington, Robin Byrd, Lynn Cabral, Anne Marie deFreitas, Michael DeLapp, Rene Diamante, Dell Drake, Vicki Eastin, Ralph Erb, Jr., Stephen Francis, Susan Grushkowitz, Ronald Harris, Jeanne Hart, Barry Honore, Donna Jones, Nancy Kelley, Michael Kennedy, Racene Kieffer, Sharon Kimmel, Ellery Koehler, Sally Ann Molinari, George Pitzer, Charley Price, Sharyn Ruiz, Howard Sears, Russell Swenson, Stephen Tingley, and Barbara Wells.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Helen Bersie and Mr. Robert Simmons, instructors; and the following students of the Benjamin Franklin Junior High School: James McLemore, James Willis, Reiko Endo, Teruko Hirokawa, Jane Oshita, Rita Foegal,

Ralph Hooper, Mattie Jackson, Gwendolyn Tatum, Dorothy Williams, Carolina Laron, Robert Fisher, Cathrell Palmer, Elisia Teano, Yoneko Higachigawa, Ellen Julian, Toni Young, Velma Smith, Constance Jackson, Emma Blackwell, Joane Curry, Alfred Calacal, Dieter Eysser, Jeffrey Sada, Arnold Fukumoto, Kazumaru Ishida, Dennis Kansawa, Joseph Tada, Marshall Lim, Jack Livingston, Scott Sweeney, Sylvia Hattori, Sandra Amos, William Bell, Philipe Nishimoto, Melvin Berry, Dwight Compton, Charlene Loesch, and Lawrence Castillo.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Leo Hageman, school board trustee; Mr. Allen Bryant, principal; Mr. Joe Roberts, instructor; Mrs. Robert Dove, parent, and the following students of the Tierra Buena Elementary School, Yuba City: Joe Anaya, Jim Carter, Allan Cunningham, Carrel Gee, Ralph Heryford, Ghulam Murtaza, Kenneth Severson, Gordon Spratt, Stephen Sterchi, Robert Teal, Michael Thunen, Gary Wada, Janice Bankert, Nadine Bell, Bonnie Berry, Barbara Coffrin, Sherry Dove, Betty Fukushima, Sharon Fuller, Alfreda Harpol, Joyce Johnson, Mary Ann Justeson, Lena Manley, Carmen Marin, Patricia Nakano, Nancy Partida, Judy Piper, Loretta Patrick, Antonia Rosales, and Salustia Teran.

MOTION TO EXCUSE SENATOR MURDY

At 3.10 p.m., Senator Murdy moved that he be excused for the balance of this legislative day to attend a meeting of the Joint Committee on Assessment Practices and also that the records show that the absence of Senators Christensen, Miller, and Williams was due to attending a meeting of the Joint Committee on Assessment Practices.

Motion carried.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES
DIVISION OF BEACHES AND PARKS
SACRAMENTO, March 3, 1959

*Mr. Joseph A. Beck,
Secretary of the Senate,
State Capitol, Sacramento, California*

DEAR MR. BECK: In conformance with the Act of the California Legislature, Chapter 2315, Statutes of 1957, (S.B. No. 1312), there are transmitted 10 copies of Part I of our study, "Old Sacramento, A Report on Its Significance to the City, State, and Nation, with Recommendations for the Preservation and Use of its Principal Historical Structures and Sites."

We shall be pleased to furnish additional copies of this report, should you desire them. Part II, summarizing in more detail the history of the structures and sites of old Sacramento, will be transmitted to you by April 15.

Sincerely yours,

NEWTON B. DRURY, Chief

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 149

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 90

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 90—Approving the charter of the City of Dairy Valley, County of Los Angeles, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the seventeenth day of February, 1959.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 90, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 90

Assembly Concurrent Resolution No. 90—Approving the charter of the City of Dairy Valley, County of Los Angeles, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the seventeenth day of February, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtteer, McBride, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, and Thompson—26.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 8
Assembly Bill No. 159
Assembly Bill No. 180
Assembly Bill No. 193
Assembly Bill No. 194
Assembly Bill No. 197
Assembly Bill No. 199
Assembly Bill No. 200
Assembly Bill No. 201
Assembly Bill No. 238
Assembly Bill No. 242
Assembly Bill No. 243
Assembly Bill No. 258
Assembly Bill No. 294
Assembly Bill No. 311

Assembly Bill No. 312
Assembly Bill No. 356
Assembly Bill No. 382
Assembly Bill No. 383
Assembly Bill No. 384
Assembly Bill No. 393
Assembly Bill No. 530
Assembly Bill No. 634
Assembly Bill No. 656
Assembly Bill No. 686
Assembly Bill No. 695
Assembly Bill No. 727
Assembly Bill No. 748
Assembly Bill No. 840
Assembly Bill No. 860

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 8—An act to amend Section 653k of the Penal Code, relating to switch-blade knives.

Referred to Committee on Judiciary.

Assembly Bill No. 159—An act to add Section 19828 to the Health and Safety Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 180—An act to amend Sections 675, 687, 7014, 7131, 7134, 7135, 7607, 7608, 9102, 9850 and 9917 of the Elections Code, relating to tally sheets.

Referred to Committee on Elections.

Assembly Bill No. 193—An act to amend Section 7972, and to repeal Section 7972.5 of the Elections Code, relating to election returns.

Referred to Committee on Elections.

Assembly Bill No. 194—An act to amend Section 7970 of, and to repeal Section 7970.5 and 7971.5 of the Elections Code, relating to primary election returns.

Referred to Committee on Elections.

Assembly Bill No. 197—An act to amend Sections 2500 and 7920 of the Elections Code, relating to city elections.

Referred to Committee on Elections.

Assembly Bill No. 199—An act to amend Section 5781.10 of the Public Resources Code, relating to election of directors of recreation and park districts.

Referred to Committee on Elections.

Assembly Bill No. 200—An act to amend Sections 30291, 30756, 30762, 30763, 30771, and 30815 of the Water Code, relating to elections in county water districts.

Referred to Committee on Elections.

Assembly Bill No. 201—An act to amend Section 1180 of the Military and Veterans Code, relating to law governing elections to establish memorial districts.

Referred to Committee on Elections.

Assembly Bill No. 238—An act to repeal Section 655.5 of the Elections Code, relating to precinct boards.

Referred to Committee on Elections.

Assembly Bill No. 242—An act to amend Section 14058 of the Health and Safety Code, relating to nomination of fire commissioners.

Referred to Committee on Elections.

Assembly Bill No. 243—An act to amend Sections 3871 and 3925 of the Elections Code, relating to ballot composition.

Referred to Committee on Elections.

Assembly Bill No. 258—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to the commencement of aid payments to applicants for public assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 294—An act to amend Sections 7039, 7040, 7041, 7042 and 7043 of the Elections Code, relating to eight-member precinct canvassing board.

Referred to Committee on Elections.

Assembly Bill No. 311—An act to amend Sections 2609 and 2632 of the Elections Code, relating to nominations.

Referred to Committee on Elections.

Assembly Bill No. 312—An act to amend Sections 2610, 3080 and 3082 of the Elections Code, relating to verification deputies.

Referred to Committee on Elections.

Assembly Bill No. 356—An act to amend Section 682 of the Elections Code, relating to change in polling place.

Referred to Committee on Elections.

Assembly Bill No. 382—An act to amend Sections 5721 and 5722 of the Elections Code, relating to assisted voters.

Referred to Committee on Elections.

Assembly Bill No. 383—An act to amend Sections 5621 and 5627 of the Elections Code, relating to challenges of voters.

Referred to Committee on Elections.

Assembly Bill No. 384—An act to amend Section 2743.5 of the Elections Code, relating to the election of nonpartisan officers.

Referred to Committee on Elections.

Assembly Bill No. 393—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Services Code, relating to the board of directors of the San Francisco Bay Area Rapid Transit District.

Referred to Committee on Local Government.

Assembly Bill No. 634—An act to add Section 1125 to the Welfare and Institutions Code, relating to handiwork of Youth Authority inmates.

Referred to Committee on Institutions.

Assembly Bill No. 656—An act to amend Section 81 of the Agricultural Code, relating to district agricultural associations.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 686—An act to add Sections 16906 and 17050.5 to the Business and Professions Code, relating to trading stamps.

Referred to Committee on Business and Professions.

Assembly Bill No. 695—An act to amend the title of Article 3 (commencing at Section 14893) of Chapter 3 of Part 5, Division 12 of, to amend Section 14906 of, to add Section 14895 to, and to repeal Section 14897 of the Health and Safety Code, relating to the abatement of hazardous weeds.

Referred to Committee on Agriculture.

Assembly Bill No. 727—An act to amend Sections 8751 and 8765 of the Business and Professions Code, relating to land surveying.

Referred to Committee on Business and Professions.

Assembly Bill No. 748—An act to amend Section 801.5 of the Agricultural Code, relating to sale of grapes.

Referred to Committee on Agriculture.

Assembly Bill No. 840—An act to amend Section 1239 of the Agricultural Code, relating to agricultural warehouse inspection and license fees.

Referred to Committee on Agriculture.

Assembly Bill No. 860—An act to amend Section 16091 of the Education Code, and Section 10651 of the Education Code as proposed by Senate Bill No. 2, relating to the provision for readers to assist blind students.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 33—Relative to a program of basic research and field studies dealing with all phases of mining and the mineral industries;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the sixth day of March, 1959, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 303—An act to amend the heading of Chapter 6 (commencing at Section 22801), Division 11, and to add Article 1.5 (commencing at Section 22811) to Chapter 6, Division 11, of the Education Code, and to amend the heading of Chapter 6 (commencing at Section 28001), Division 20, and to add Article 1.5 (commencing at Section 28021) to Chapter 6, Division 20, of the Education Code as proposed by Senate Bill No. 2, relating to libraries, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the sixth day of March, 1959, at 11.30 a.m.

BURNS, Chairman

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 27
Senate Bill No. 37
Senate Bill No. 39
Senate Bill No. 62
Senate Bill No. 78
Senate Bill No. 79
Senate Bill No. 98
Senate Bill No. 212
Senate Bill No. 272
Senate Bill No. 278

Senate Bill No. 281
Senate Bill No. 310
Senate Bill No. 311
Senate Bill No. 344
Senate Bill No. 347
Senate Bill No. 349
Senate Bill No. 353
Senate Concurrent Resolution No. 20
Senate Concurrent Resolution No. 38

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 210

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 30
Senate Bill No. 117
Senate Bill No. 352

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Natural Resources

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Bill No. 514

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 10; absent 3.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Bill No. 85

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 10; absent 3.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Senate Resolution No. 50

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 10; absent 2.

BERRY, Chairman

Above reported resolution ordered to third reading.

Committee on Revenue and Taxation

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 242

Senate Bill No. 343

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 8; absent 3.

DILWORTH, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 29

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; committee vote: Ayes 6; noes 2; absent 3.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 244

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Judiciary.

BYRNE, Chairman

Above reported bill re-referred to Committee on Judiciary.

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Bill No. 501

Assembly Bill No. 584

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Bill No. 174

Senate Bill No. 400

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 137

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 279

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 548

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 548

Senator McCarthy moved that Senate Bill No. 548 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 548—An act making an appropriation for the North Bay Aqueduct.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendment:

Amendment No. 1

In the introduction line of the printed bill, strike out "Senator McCarthy" and insert "Senators McCarthy and Rattigan".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 14

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 14

Senator Hollister moved that Senate Bill No. 14 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 14—An act to repeal Article 4.5 (comprised of Sections 2491, 2492, and 2493) of Chapter 7 of Division 2 of the Education Code, relating to the annexation, to school districts, of territory not in an elementary or high school district.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, and insert "An act to amend Section 1781 of the Education Code as enacted at the 1959 Regular Session."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 3, inclusive, and insert

"SECTION 1. Section 1781 of the Education Code as enacted at the 1959 Regular Session is amended to read:

1781. Whenever any territory within a county is listed in the Annual Report of Assessed Valuation and Tax Rates as territory not [in any elementary or] included within the boundaries of both an elementary school district and a high school district, the Committee on School District Organization shall recommend to the board of supervisors of the county in which such territory is located between July 1st and August 31st, that such territory be annexed to one or more adjoining school districts as the board of supervisors considers most convenient and proper."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, March 2, 1959; Tuesday, March 3, 1959; Wednesday, March 4, 1959; Thursday, March 5, 1959; and Friday, March 6, 1959; be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 907: By Senator Dolwig—An act to amend Sections 8620, 8650, 8681, 10500, 10506, 10600.5 and 10607 of the Streets and Highways Code, relating to improvements.

Referred to Committee on Transportation.

Senate Bill No. 908: By Senator Holmdahl—An act to amend Section 12027 of the Penal Code, relating to concealed carrying of firearms.

Referred to Committee on Judiciary.

Senate Bill No. 909: By Senator Holmdahl—An act to amend Section 12050 of the Penal Code, relating to the issuance of licenses to carry concealed firearms.

Referred to Committee on Judiciary.

Senate Bill No. 910: By Senator Holmdahl (Co-authored by Assemblyman Mulford)—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to adjustments for overpayments of public assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 911: By Senator Holmdahl—An act to amend Section 12076 of the Penal Code, relating to the sale of concealable firearms.

Referred to Committee on Judiciary.

Senate Bill No. 912: By Senator Cobey—An act to repeal Sections 143.1, 143.15, and 143.2 of, and to amend Sections 183, and 823 of, the

Streets and Highways Code, relating to the expenditure of money in the State Highway Fund.

Referred to Committee on Transportation.

Senate Bill No. 913: By Senator Cobey—An act to add Section 4280.2 to the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Referred to Committee on Agriculture.

Senate Bill No. 914: By Senator Regan—An act to add Section 103.2 to the Welfare and Institutions Code, relating to the rule-making power of the State Social Welfare Board.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 915: By Senator Regan—An act to add Section 144.5 to the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 916: By Senator Shaw—An act to add Section 16522 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school districts.

Referred to Committee on Local Government.

Senate Bill No. 917: By Senator Shaw—An act to amend Section 4360 of the Agricultural Code, relating to milk and milk products.

Referred to Committee on Agriculture.

Senate Bill No. 918: By Senator Farr—An act to add Section 9158 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to research projects for school district organization.

Referred to Committee on Local Government.

Senate Bill No. 919: By Senator Farr—An act to add Section 5260.5 to the Welfare and Institutions Code, relating to support of persons committed to state homes.

Referred to Committee on Institutions.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 194—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2, line 46, of the printed bill, strike out "state boards", and insert "State Board".

Amendment No. 2

On page 2, line 46, strike out "or Board", and insert "and the State Board".

Amendment No. 3

On page 4, line 17, strike out the second "or", and insert "and".

Amendment No. 4

On page 4, line 27, after "organization", insert ", nor practitioner thereof".

Amendment No. 5

On page 6, line 23, strike out "1968", and insert "1965".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 85—An act to amend Section 55916 of the Water Code, relating to county waterworks districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 and 7, and insert "for the district to any municipal or other public corporation or district authorized to own and operate a water system, which includes within its".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 49—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 430—An act to amend Section 980 of the Military and Veterans Code, relating to veterans' benefits.

Bill read second time, and ordered engrossed. To Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 98—An act to amend Section 631 of the Code of Civil Procedure, relating to waiver of jury trial.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAttee, McBride, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slattery, Stiern, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 212—An act to repeal Sections 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, 1435.10, 1435.11, 1435.12, 1435.13, 1435.14, 1435.15, 1435.16, 1435.17, 1435.18, 1435.19, 1435.22, 1435.24, 1435.25, 1435.26, 1435.27, 1435.28, 1435.29, 1435.30, 1435.31, 1435.33, 1435.37, and 1435.39 of the Probate Code, and to amend Sections 1435.1, 1435.2, 1435.3, and 1529 of said code, and to amend and re-number Sections 1435.20, 1435.21, 1435.23, 1435.32, 1435.34, 1435.35, 1435.36, and 1435.38 of said code, and to add Sections 1435.4, 1435.5,

1435.9, 1435.15, 1435.16, 1435.17, and 1435.18 to said code, and to amend Sections 172, 172a, 1242, and 1243 of the Civil Code, and to add Section 172b to said code, relating to transfer and encumbrance of community and homestead property when a spouse is incompetent.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slattey, Stiern, and Thompson—23.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 272—An act to amend Sections 480 and 1802 of the Probate Code and Sections 106, 1581, 1586 and 1587 of the Financial Code, relating to conservatorship.

Bill read third time.

The bill was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Coombs, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slattey, Stiern, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 344—An act to amend Section 10407 of the Government Code, relating to the Commission on Uniform State Laws.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Rodda, Shaw, Slattey, Stiern, and Thompson—21.

NOES—Senators Byrne and Dilworth—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 347—An act to add Section 1255b to the Code of Civil Procedure, relating to eminent domain and the allowance of interest after an order is made letting the plaintiff into possession.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Regan, Shaw, Slattey, Stiern, and Thompson—22.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 352—An act to amend Sections 1653, 1672, 1677, 1680, 1683, 1685, and 1689 of, to repeal Sections 1661 and 1681 of, and to add Sections 1661, 1672.5, 1681, 1683.5, 1691, and 1692 to, the Code of Civil Procedure, relating to the enforcement of duties of support.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slattery, Stiern, and Thompson—23.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 51

Relating to the commendation of the University of Santa Clara,
Mr. John A. McCone and Father Patrick Donohoe

WHEREAS, On March 18, 1959, the University of Santa Clara after 108 years of service to the people of California will celebrate Founder's Day; and

WHEREAS, The University of Santa Clara has played an outstanding role in the moral and academic training of the young men of California; and

WHEREAS, Under the administration of the Jesuit fathers, the University of Santa Clara has produced men for California who possess sound judgment, high moral ideals, ability to evaluate critically, and a keen social consciousness; and

WHEREAS, Today the University of Santa Clara is at a high point in its long history, under the administration of Father Patrick Donohoe; and

WHEREAS, Father Donohoe, a native of San Francisco and a graduate of St. Ignatius High School and the Sacred Heart Novitiate, Los Gatos, studied at Gonzaga University and Harvard University, obtained a doctorate in political science from St. Louis University, was chairman of the political science department of the University of Santa Clara from 1950 to 1957, and was appointed president of the University of Santa Clara on August 11, 1958; and

WHEREAS, In commemoration of Founder's Day, the University of Santa Clara will confer the degree of Doctor of Laws upon Mr. John A. McCone, chairman of the United States Atomic Energy Commission; and

WHEREAS, Mr. McCone, after engineering studies at the University of California, entered upon a career as a construction engineer and subsequently as a business executive. Among other capacities, John A. McCone has served as executive vice president and director of Llewellyn Iron Works, as president and organizer of the Bechtel McCone Corporation, as president and director of the California Shipbuilding Corporation, as director of the California Bank of Los Angeles, the Pacific Mutual Life Insurance Company, and the Industrial Indemnity Company, as a member of the President's Air Policy Commission, as deputy to the Secretary of Defense, and as Under Secretary of Defense; now, therefore, be it

Resolved by the Senate of the State of California. That the members of this body hereby extend their most sincere congratulations to the University of Santa Clara and all its officers and faculty, and in particular to Father Patrick Donohoe, the president of that great institution; and be it further

Resolved. That the members of this body extend their congratulations to Mr. John A. McCone upon his elevation to his new and vitally significant position as chairman of the United States Atomic Energy Commission; and be it further

Resolved. That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mr. Herman J. Hauck, president of the Board of Trustees of the University of Santa Clara, to Father Patrick Donohoe, President of the University of Santa Clara, and to Mr. John A. McCone, chairman of the United States Atomic Energy Commission.

Resolution read, and unanimously adopted on motion of Senator Thompson.

THIRD READING OF ASSEMBLY BILLS

Assembly Concurrent Resolution No. 75—Relative to Invest in America Week.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slattery, Stiern, and Thompson—25.
NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 80—Relative to corrections in legislative digests.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Slaterry, Stiern, and Thompson—25.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR

Senate Bill No. 251—An act to amend Section 4302 of the Government Code, relating to preference for American-made materials in public works contracts.

Objection Raised

Senator Cobey objected to Senate Bill No. 251 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 251 to the second reading file.

Senate Bill No. 278—An act to amend Section 963 of the Welfare and Institutions Code, relating to juvenile homes and camps.

Objection Raised

Senator Cobey objected to Senate Bill No. 278 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 278 to the second reading file.

Senate Bill No. 349—An act to add Division 5, comprising Sections 30000 through 30010, to Title 4 of the Corporations Code, relating to fiduciary security transfers.

Objection Raised

Senator Cobey objected to Senate Bill No. 349 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 349 to the second reading file.

Senate Bill No. 353—An act to add Chapter 6, comprising Sections 5500 through 5506, to Division 6 of Title 1 of the Government Code, relating to facsimile signatures or seals on public obligations.

Objection Raised

Senator Cobey objected to Senate Bill No. 353 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 353 to the second reading file.

Senate Bill No. 30—An act to add Section 690.235 to the Code of Civil Procedure, relating to exemptions from attachment and execution.

Objection Raised

Senator Cobey objected to Senate Bill No. 30 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 30 to the second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 920: By Senator Farr—An act to amend Section 740 of the Welfare and Institutions Code, relating to supervision of wards of the juvenile court by probation officers.

Referred to Committee on Judiciary.

Senate Bill No. 921: By Senator Farr—An act to add Section 29390 to the Government Code, relating to shortages in county funds.

Referred to Committee on Local Government.

Senate Bill No. 922: By Senator Farr—An act to amend Section 305.1 of the Vehicle Code and to amend Section 13358 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to suspension and revocation of privilege of minor to operate motor vehicle.

Referred to Committee on Transportation.

Senate Bill No. 923: By Senator Farr—An act to repeal Sections 863, 864, 865, and 866 of, and to add Sections 863, 864, 865, 866, and 866.5 to, and to amend Sections 867 and 868 of, the Welfare and Institutions Code, relating to reimbursement of counties for their cost of care and maintenance of juvenile court wards.

Referred to Committee on Judiciary.

Senate Bill No. 924: By Senator Thompson—An act to add Section 1195.1 to the Military and Veterans Code, relating to election of officers in memorial districts.

Referred to Committee on Local Government.

Senate Bill No. 925: By Senator Farr—An act to amend Section 884 of the Welfare and Institutions Code, relating to medical care of persons before the juvenile court.

Referred to Committee on Judiciary.

Senate Bill No. 926: By Senator Farr—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Referred to Committee on Judiciary.

Senate Bill No. 927: By Senator Thompson—An act to amend Sections 7302, 7310, 7311, 7312, 7315, 7320, 7323, 7330, 7331, 7332, 7334, 7362.1, 7370, 7372, 7373, 7374, 7376, 7380, 7382, 7383, 7393, 7394, 7400, 7412, 7420, 7431, 7436, and 7442 of, and to add Sections 7321, 7321.1, 7321.2, 7321.3, 7321.4, 7330.1, 7330.2, 7330.3, 7330.4, 7332.3, and 7332.5 to, and to repeal Section 7321 of, and Article 4 (commencing at Section 7350) of Chapter 10 of Division 3 of, the Business and Professions Code, relating to the practice of cosmetology.

Referred to Committee on Business and Professions.

Senate Bill No. 928: By Senator McBride—An act to add Chapter 1.8 (commencing at Section 148) to Division 1 of the Welfare and Institutions Code, relating to the acquisition and disposition of salvageable personal property for charitable purposes.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 929: By Senator Farr—An act to add Section 159 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to joint meetings of members of the State Board of Education and the Board of Regents of the University of California.

Referred to Committee on Education.

Senate Bill No. 930: By Senator Farr—An act to add Sections 72196 and 72197 to the Government Code, relating to traffic commissioners in municipal courts.

Referred to Committee on Local Government.

Senate Constitutional Amendment No. 16: By Senator Berry—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1f to Article XIII, relating to the assessment of property used for agricultural purposes.

Referred to Committee on Revenue and Taxation.

Senate Joint Resolution No. 13: By Senator Miller—Relative to federal highway legislation.

Referred to Committee on Transportation.

ADJOURNMENT

At 4.05 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, March 10, 1959.

JOHN F. LEA, Minute Clerk

the first of these, the *Declaration of Independence*, was adopted on July 4, 1776.

The second, the *Articles of Confederation*, was adopted on September 17, 1777.

The third, the *Constitution of the United States*, was adopted on September 17, 1787.

The fourth, the *Bill of Rights*, was adopted on September 12, 1791.

The fifth, the *Amendments to the Constitution*, were adopted on September 17, 1791.

The sixth, the *Declaration of Sentiments*, was adopted on August 26, 1848.

The seventh, the *Emancipation Proclamation*, was issued on January 1, 1863.

The eighth, the *Gettysburg Address*, was delivered on November 19, 1863.

The ninth, the *Lincoln-Douglas Debates*, took place in 1858.

The tenth, the *Emancipation Proclamation*, was issued on January 1, 1863.

The eleventh, the *Gettysburg Address*, was delivered on November 19, 1863.

The twelfth, the *Lincoln-Douglas Debates*, took place in 1858.

The thirteenth, the *Emancipation Proclamation*, was issued on January 1, 1863.

The fourteenth, the *Gettysburg Address*, was delivered on November 19, 1863.

The fifteenth, the *Lincoln-Douglas Debates*, took place in 1858.

The sixteenth, the *Emancipation Proclamation*, was issued on January 1, 1863.

The seventeenth, the *Gettysburg Address*, was delivered on November 19, 1863.

The eighteenth, the *Lincoln-Douglas Debates*, took place in 1858.

The nineteenth, the *Emancipation Proclamation*, was issued on January 1, 1863.

The twentieth, the *Gettysburg Address*, was delivered on November 19, 1863.

The twenty-first, the *Lincoln-Douglas Debates*, took place in 1858.

The twenty-second, the *Emancipation Proclamation*, was issued on January 1, 1863.

The twenty-third, the *Gettysburg Address*, was delivered on November 19, 1863.

The twenty-fourth, the *Lincoln-Douglas Debates*, took place in 1858.

The twenty-fifth, the *Emancipation Proclamation*, was issued on January 1, 1863.

The twenty-sixth, the *Gettysburg Address*, was delivered on November 19, 1863.

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTIETH LEGISLATIVE DAY

FORTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, March 10, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, these are anxious and ominous days, and we need Thy help that the ways of peace may continue to prevail upon the earth. "Cure Thy children's warring madness, bend our lives to Thy control." that in the conversations and negotiations among the leaders of the nations sanity may prevail. And then, O God, help us to find together ways of ministering to the needs of humanity, and in so doing fulfill our destiny. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Williams on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elizabeth Hillis of Los Angeles and Mrs. Lawrence Gillette of La Verne.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George Savage of San Bernardino County.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George Stephan of Paso Robles.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lawrence Holzman of San Diego.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge Paavo Soukka of Finland; Mr. and Mrs. George V. Breckenridge of Berkeley; Mr. Stanley Anderson of Sacramento; Mrs. Skoonberg, instructor, and the following students of the A. B. Morris School, Castro Valley: Gail Anderson, Tom Andrew, Lynn Berry, Janet Brothers, Ron Bobb, Louis Boyle, John Bruckman, Wayne Bushnell, Joseph Cuthbertson, Ed Cryer, Lynn Curti, Carolyn Deacon, Linda Detner, Russell Drake, Charles Dyer, Jerry Fairbanks, Joan Fuller, Peggy Fulton, Karen Herdt, Carole Hokenson, Suzanne Hanson, Tim Henderson, Merle Hermann, Arthur Kielty, Barry LaCombe, Donna Lester, Judy Lotz, Ruth Mason, Pamela MacDonald, Marianne McCune, David Michael, Ron Olson, Ted Ortiz, Olivia Ratterree, Rhoda Vejby, Mike Vera, Katherine Adams, Dan Amico, Tim Anderson, Penny Bates, Annie Jo Bertillo, Robert Bruce, Sue Carey, Glinda Cargile, Druanne Cumins, Jack Carter, John Cartwright, Archie Conyer, Clifford Cunningham, Ron Fleming, Sue Gary, Nancy Hall, Penny Jones, Mike LePai, Colleen Meagher, Tom Newberry, Penny Pelkey, Janet Rumball, Marcia Schwartz, Pamela Smith, Dennis Spady, Phillip Sutter, Richard Thomey, Harvey Wallace, Jon Watn, Ralph Whitehead, John Yeandle.

On request of Senators Rodda and Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George E. Johnson of Sacramento.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to former Senator F. Presley Abshire of Sonoma County.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert Walker of Newport Beach; and Mrs. Witwer of Cedar Rapids, Iowa.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Oliver V. Merle of San Francisco.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jerene Appleby Harnish and Mr. Rolf Fairchild, of Ontario; and Mr. Paul Young of Colton.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. E. F. Kenton, Mr. Joseph Toman, and Mr. Carroll J. Bravo, instructors, and the following students of the Columbia Union Elementary School District, Columbia: Robert Alexander, Dale Anderson, Melvin Arizona, Ellen Baldwin, Judy Barnett, Carol Bennett, Cathlee Calef, Marylin Fox, Ronnie Gaines, Sherry Garner, Tommy Garner, Denis Gurney, Edward Haley, Stephanie Hamilton, Janice Hudson, Jeanette Hudson, Terry Hunt, Jeanette Kimball, Sally Lanning, Lorna McLeod, Robin Munoz, Della Nobles, Ralph Perry, Marilyn Raney, Evelyn Riedel, Crystal Ruiz, Eddie Shaver, Linda Slieton, Patty Thulin, Sammy Williams,

Howard Sundborg, Bruce Canady, Ross Johnson, Diane King, Peter Marshall, Ronnie Martin, Geraldine Miller, and J. D. Morrison.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Thompson, Mrs. Esther Coleman, and Mr. Barrick, instructors, and the following students of the Bret Harte and Winton Schools, Alameda County: Richard Azevedo, Pamela Baldaramos, Eleanor Boteilho, Dolores Bradbury, Jerry Bradley, Barbara Brandow, Roger Brownell, Adele Cereghino, Florence Concepcion, Michael Cook, Larry Diltz, Ellard Douglas, Dale Grabman, Charlotte Griffiths, Jane Hickok, David Ingalls, Robert Jacobson, Joan Jensen, Linda Johnson, Marcia Jones, John Ledbetter, Sharon Lee, Edward Logue, Jimmy Logue, Rachel McElroy, William McGregor, Wayne Mulholland, Randell Pinegar, Sharyn Robson, Steven Strom, Dianne Walther, Judy Willhite, Patricia Baca, Ernest Besso, Marianne Bilter, Gary Brooks, Dixie Codner, Ray Edwards, Larry Godwin, Tony Hernandez, Marie Johnston, Adelaide Mattos, Judy Mohundro, William Moniz, Michael Moschetti, Cheryl Myers, Don Rolland, Ann Schoenenberger, Susan Senft, Vance Silva, Linda Sisemore, Lari Lee Smith, Diane Strickler, Marilyn White, and Ralph Wilson.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister Rose Xavier, O.P., Mrs. Clifford Serpa, adult, and the following students of All Saints School, Hayward: Jean Almada, Shelia Barrett, Gail Bell, Stephen Bettcher, Michael Brodieck, Frank Cardera, Lorene Carrabello, George Coelho, Clifford Cooper, Ernest Duran, Patrick Erwin, Diane Fagnudes, David Fernandes, Donna Fernandes, Ronald Fickel, Janice Florence, Sharon Fredrick, Mary Agnes Fulton, Judy Graves, Leonard Griswold, Bryon Hayes, Doreen Janeiro, Charles Joseph, Kenneth Joseph, Richard Lopez, Sally McGill, Richard Madrid, Ysabel Manley, William Matthews, David Moran, John Murphy, Marcia Paul, Alfonso Perez, Thomas Perry, Ronald Redo, Marilyn Schuh, Marlene Sehan, Penny Sharp, Janis Sila, Veronica Sila, Claudia Simpson, Toni Soares, Melvin Sousa, Robert Speed, Patricia Sterlinski, Julia Stupey, Marsha Twiss, Diane Valentine, Marilyn Vidalis, and Anne Marie Zabel.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 6, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JAMIE H. SMITH, a resident of California since 1920, following World War I service in Canadian Army in France; previously served on the Athletic Commission from June, 1956, to March, 1958. He is the vice president and general manager of the Seven Up Bottling Company in Los Angeles; has also been engaged in cotton and grain raising near Bakersfield;

Member, State Athletic Commission, vice Bob Voight, for the term prescribed by law, ending January 1, 1961.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 713

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 713—An act to add Section 19622.8 to the Business and Professions Code, relating to the 48th District Agricultural Association, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 10, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 12

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Joint Resolution No. 12—Relative to enactment of a National Food Allotment Stamp Plan.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 10, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 59
Assembly Bill No. 208
Assembly Bill No. 236
Assembly Bill No. 237
Assembly Bill No. 241
Assembly Bill No. 274
Assembly Bill No. 325
Assembly Bill No. 355
Assembly Bill No. 357
Assembly Bill No. 412
Assembly Bill No. 418
Assembly Bill No. 455
Assembly Bill No. 507

Assembly Bill No. 561
Assembly Bill No. 569
Assembly Bill No. 583
Assembly Bill No. 596
Assembly Bill No. 655
Assembly Bill No. 665
Assembly Bill No. 682
Assembly Bill No. 683
Assembly Bill No. 694
Assembly Bill No. 752
Assembly Bill No. 807
Assembly Bill No. 888

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 59—An act to convey certain tide and submerged lands to the County of Marin, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 208—An act to add Section 13001.6 to the Education Code, relating to the employment of teachers by school districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 236—An act to amend Sections 84 and 89 of, and to add Sections 82.5, 82.6, 92 and 93 to the Elections Code, relating to presidential voting for new residents.

Referred to Committee on Elections.

Assembly Bill No. 237—An act to amend Sections 3819 and 3929 of the Elections Code, relating to occupational designations.

Referred to Committee on Elections.

Assembly Bill No. 241—An act to amend Section 1691 of the Education Code, and Section 1152 of the Education Code as proposed by Senate Bill No. 2, relating to election notice to voters.

Referred to Committee on Elections.

Assembly Bill No. 274—An act to add Section 43.4 to the Civil Code, relating to causes of action for fraudulent promises to marry or cohabit.

Referred to Committee on Judiciary.

Assembly Bill No. 325—An act to amend Section 13672.1 of the Education Code and Section 13456 of the Education Code as proposed by Senate Bill No. 2, relating to leaves of absence of certificated employees of school districts.

Referred to Committee on Local Government

Assembly Bill No. 355—An act to amend Section 1609 of the Elections Code, relating to county initiative.

Referred to Committee on Elections.

Assembly Bill No. 357—An act to amend Sections 1615, 1717, 1907, and 11062 of the Elections Code, relating to arguments on county measures.

Referred to Committee on Elections.

Assembly Bill No. 412—An act to repeal Section 5 of Chapter 513 of the Statutes of 1957, to repeal Sections 6814, 6815, 6816, and 6822 of the Education Code; to repeal Sections 11004, 11005.1, 11006.1, and 11052.1 of, and to amend Sections 11005, 11006, and 11052 of, the Education Code as proposed by Senate Bill No. 2, relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 418—An act to amend Sections 4105.2, 4624, and 4944 of the Education Code, and to amend Sections 1406, 1485, and 3256 of the Education Code as proposed by Senate Bill No. 2, relating to members of school boards.

Referred to Committee on Education.

Assembly Bill No. 455—An act to amend Section 9250 and to repeal Sections 9253 and 9404 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to registration fees.

Referred to Committee on Transportation.

Assembly Bill No. 507—An act to amend Section 4902.05 of, and to repeal Section 4902.1 of, the Education Code; and amend Section 3113 of, and to repeal Section 3117 of, the Education Code as proposed by Senate Bill No. 2, relating to the reorganization of school districts.

Referred to Committee on Elections.

Assembly Bill No. 561—An act to amend Section 4395 of the Agricultural Code, relating to testing, weighing, and sampling of fluid milk.

Referred to Committee on Agriculture.

Assembly Bill No. 569—An act to amend Section 660 of the Agricultural Code, relating to milk products plant licenses.

Referred to Committee on Agriculture.

Assembly Bill No. 583—An act to amend Section 1101 of the Agricultural Code, relating to egg standards.

Referred to Committee on Agriculture.

Assembly Bill No. 596—An act to amend Section 2935 of the Business and Professions Code, relating to psychologists.

Referred to Committee on Business and Professions.

Assembly Bill No. 655—An act to repeal Article 4 (comprising Section 2481) of Chapter 7 of Division 2 of, to repeal Sections 2891, 2892, 2893, 2894, 2895, 2897, 2898, 2899, and 2900 of, to amend Sections 2571 and 2921 of, and to add Section 2891 to, the Education Code; and to repeal Article 4 (comprising Section 1771) of Chapter 2 of Division 5, Part 1 of, to repeal Sections 2001, 2002, 2003, 2004, 2005, 2007, 2008, 2009, and 2010 of, to amend Sections 1851 and 2021 of, and to add Section 2001 to, the Education Code as proposed by Senate Bill No. 2, relating to school district organization.

Referred to Committee on Local Government.

Assembly Bill No. 665—An act to amend Section 2285 of the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 682—An act to amend Sections 58241, 61128, 61230, and 61823 of the Government Code, Sections 3533, 4659, 5418, and 8127 of the Streets and Highways Code, Sections 1808, 2285, 2341, 2832, 14750, 14815, 14825, 14827, 32004.6, 32004.8 and 33573 of the Health and Safety Code, and Sections 9304, 9313, 9316, and 9713 of the Public Resources Code, relating to recordation of instruments.

Referred to Committee on Judiciary.

Assembly Bill No. 683—An act to add Section 1744.1 to the Code of Civil Procedure, relating to children's courts of conciliation.

Referred to Committee on Judiciary.

Assembly Bill No. 694—An act to add Section 2327 to the Business and Professions Code, relating to the practice of medicine, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Business and Professions.

Assembly Bill No. 752—An act to amend Sections 24507, 24908, 26241, 26653, and 27281 of, and to add Sections 25057, 25841.5, 25845, 25846, 25847, 25848, 25849, 25904, 26210.5, 26403, 26404, 26405, 26406, 26657, and 26658 to, and to add Article 7 (commencing at Section 26351) to Chapter 7 of Part 1 of Division 10 of, and Article 3 (commencing at Section 27291) to Chapter 10 of Part 1 of Division 10, and Chapter 10.5 (commencing at Section 27401) to Part 1 of Division 10 to, the Public Utilities Code, and to amend Sections 13006, 13507, 14280, 14752, and 15030, and to add Sections 13656, 14065.5, 14069, 14070, 14071, 14072, 14073, 14128, 14259.5, 14502, 14503, 14504, 14505, 14752, 14756, and 14757 to, and to add Article 7 (commencing at Section 14390) to Chapter 7 of Part 1 of Division 5, and Article 3 (commencing at Section 15035) to Chapter 10 of Part 1 of Division 5, and Chapter 10.5 (commencing at Section 15050) to Part 1 of Division 5 of the Public Services Code as proposed by Assembly Bill No. 908, relating to the transit districts in the Counties of Alameda and Contra Costa, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 807—An act to amend Sections 13304, 13311, 13312, 13315, 13320, 13321, and 13322 of, and to repeal Sections 13303, 13307, and 13308 of the Education Code as enacted at the 1959 Regular Session, relating to school district employees.

Referred to Committee on Education.

Assembly Bill No. 888—An act to amend Sections 1010 and 1011 of, and to add Section 1011.5 to, the Agricultural Code, relating to spray residue.

Referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 9, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 49

Senate Bill No. 430

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 85

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 6

Senate Joint Resolution No. 11

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Elections

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:
Assembly Bill No. 92

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:
Assembly Bill No. 111

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:
Senate Joint Resolution No. 6

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COBEY, Chairman

Above reported resolution ordered to third reading.

Committee on Transportation

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:
Senate Bill No. 493
Assembly Bill No. 22

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Resolution No. 37

Has had the same under consideration, and reports the same back with the recommendation: Be adopted. To Consent Calendar.

COLLIER, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:
Senate Joint Resolution No. 11
Assembly Concurrent Resolution No. 72

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 261

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 105

Senate Bill No. 280

Senate Bill No. 482

Has had the same under consideration, and reports the same back with the recommendation: Do pass. Place on Consent Calendar.

Committee membership 9.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 505

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 422

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 422

Senator Thompson moved that Senate Bill No. 422 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 422—An act to amend Sections 6549, 6550.5, 6566, 6625, 6627.5, 6627.6, and 6630 of, and add Section 6549.1 to, the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 49, of the printed bill, after "shop", insert "or an existing shop at a new location".

Amendment No. 2

On page 3, line 51, strike out "or at a new location".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 931: By Senator Hollister—An act to add Part 7 (commencing at Section 7000) to Division 8 of the Harbors and Navigation Code, relating to small craft harbor districts.

Referred to Committee on Local Government.

Senate Bill No. 932: By Senator Burns—An act to add Section 1863.5 to the Civil Code, relating to charges by hotels, motels, and similar establishments.

Referred to Committee on Business and Professions.

Senate Bill No. 933: By Senator Burns—An act to add Section 70141.7 to the Government Code, relating to superior court commissioners.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 934: By Senator Grunsky—An act to validate the organization and acts of junior college districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 935: By Senator Beard—An act to add Section 378.4 to the Vehicle Code, and to add Section 9560 to the Vehicle Code as proposed by Assembly Bill No. 5, and to add Section 10857 to the Revenue and Taxation Code, relating to exemptions from vehicle registration penalty fees.

Referred to Committee on Transportation.

Chief Assistant Secretary Lachlan M. Richards at the Desk

RESOLUTIONS

The following resolution was offered:

By Senator Erhart:

Senate Resolution No. 52

Relating to the congratulation of Dr. Julian A. McPhee

WHEREAS, Dr. Julian A. McPhee is observing his twenty-fifth anniversary as president of California State Polytechnic College; and

WHEREAS, He has served the people of California in responsible positions of agricultural education, vocational education and higher education for more than a quarter of a century; and

WHEREAS, By virtue of his long and faithful service to education in California, he has earned the honorary title of "Dean of State College Presidents"; and

WHEREAS, Throughout his public career in behalf of education for the young people of California, he has brought respect, honor, and admiration to the profession of educational administration; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this body do hereby congratulate Dr. Julian A. McPhee on his twenty-fifth anniversary as president of California State Polytechnic College and his long and distinguished educational service to the people of the State of California; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Dr. Julian A. McPhee.

Resolution read, and ordered to the third reading file.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Grunsky:

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 934—An act to validate the organization and acts of junior college districts, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR DONALD L. GRUNSKY

The above request referred to the Committee on Rules.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 789

Senator Collier moved that Senate Bill No. 789 be withdrawn from Committee on Revenue and Taxation and re-referred to Committee on Transportation.

Motion carried.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS**

Senator Burns moved that the Senate take up at this time for confirmation the following appointments of the Governor, which were reported from the Committee on Rules on March 6, 1959, appearing on pages 639 and 640 of the Senate Journal, recommending their confirmation:

MAXWELL M. WILLENS, Member, Small Craft Harbors Commission, vice self, interim appointee;

CARL J. WRIGHT, Member, Small Craft Harbor Commission, vice self, interim appointee;

ARTHUR BELCHER, Member, Alcoholic Beverage Control Appeals Board, vice Donald Bonar, resigned;

HENRY ERLE CLINESCHMIDT, Member, Fish and Game Commission, vice Weldon L. Oxley, term expired;

DANIEL BLAIN, M.D., Director of Mental Hygiene, vice Dr. Marshall E. Porter, resigned;

CAPTAIN HENRY W. SIMONSEN, Member, Board of Pilot Commissioners for Bays of San Francisco, San Pablo and Suisun, vice self, term expired;

FRANK S. BALTHIS, Member, California Law Revision Commission, vice Stanford C. Shaw, resigned;

DONALD P. LOKER, Member, Small Craft Harbors Commission, vice self, interim appointee;

JOHN A. ERTOLA, Member, California Veterans Board, vice Stanley E. McCaffrey, term expired;

The roll was called and the appointments were confirmed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, and Teale—34.

NOES—None.

APPOINTMENTS CONFIRMED

Whereupon the President announced that the Senate had confirmed and consented to the appointments of Maxwell M. Willens, Carl J. Wright, Arthur Belcher, Henry Erle Clineschmidt, Daniel Blain, M.D., Capt. Henry W. Simonsen, Frank S. Balthis, Donald P. Loker, and John A. Ertola.

SECOND READING OF SENATE BILLS

Senate Bill No. 514—An act to amend Sections 3203, 3204, and 3403 of, and to add Section 3407.5 to, the Public Resources Code, relating to oil and gas.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 242—An act to amend Section 4655.2 of the Revenue and Taxation Code, relating to the distribution of unsecured taxes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 343—An act to amend Section 8046 of the Fish and Game Code, relating to privilege taxation of commercial fish packers and processors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 174—An act to add Section 2351 to the Agricultural Code, relating to deposit of funds.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "2", and insert "1".

Amendment No. 2

On page 1, line 7, strike out "2", and insert "4".

Amendment No. 3

On page 1, line 10, after "Treasury.", insert "For such purposes such moneys may also be combined with funds determined by the director to be available for investment pursuant to Section 1300.17 of this code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 400—An act to add Section 5132 to the Agricultural Code, relating to the investment of moneys collected pursuant to the California Beef Council Law.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "2", and insert "1".

Amendment No. 2

On page 1, line 8, strike out "Chapter 2", and insert "Chapter 4".

Amendment No. 3

On page 1, line 10, after "Treasury.", insert "For such purposes such moneys may also be combined with funds determined by the director to be available for investment pursuant to Section 1300.17 of this code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 137—An act to amend Sections 375.1, 377.1, and 377.6 of the Agricultural Code, relating to poultry.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 3, line 12, of the printed bill, after "any", insert "cooking, curing, smoking,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 279—An act to add Sections 13392.3, 13392.4, 13392.5, 13392.6 and 13392.7 to the Government Code, relating to slaughter, or purchase or sale of slaughtered animals, by state agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "13392.6 and 13392.7", and insert "and 13392.6".

Amendment No. 2

On page 2, line 7, after the second "by", insert "regulations of".

Amendment No. 3

On page 2, line 11, after the period, insert "The regulations adopted under this section shall conform so far as possible to the regulations of the United States Department of Agriculture governing humane methods of slaughtering."

Amendment No. 4

On page 2, strike out lines 17 to 22, inclusive.

Amendment No. 5

On page 2, line 23, strike out "(b)", and insert "(a)".

Amendment No. 6

On page 2, line 32, strike out "(c)", and insert "(b)".

Amendment No. 7

On page 2, line 40, strike out "(b)", and insert "(a)".

Amendment No. 8

On page 2, strike out line 44, and insert "13392.6. Nothing in Sections 13392.3 to 13392.5, inclusive, shall be construed to prohibit, abridge, or in any way hinder the religious freedom of any person or group. Notwithstanding any provisions of such sections, in order to protect freedom of religion, ritual slaughtering and the handling or other preparation of livestock for ritual slaughtering are exempted from the terms of such sections. For the purposes of this section, the term "ritual slaughtering" means the slaughtering of animals by methods in accordance with the ritual requirements of any religious faith as set forth in Section 13392.3."

Amendment No. 9

On page 2, strike out lines 45 to 51, inclusive, and on page 3, strike out lines 1 to 33, inclusive.

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 279**Amendment No. 1**

On page 1, line 3, of the printed bill, after "13392.3", insert "after June 30, 1960".

Amendment No. 2

On page 2, line 30, after the word "shall", strike out the balance of line 30 and all of line 31.

Amendment No. 3

On page 2, line 30, after the word "shall", insert "be adopted in accordance with the provisions of Chapter 4 (commencing with Section 11370), Part 1, Division 3, Title 2, of the Government Code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 278—An act to amend Section 963 of the Welfare and Institutions Code, relating to juvenile homes and camps.

Bill read second time, and ordered to third reading.

Senate Bill No. 349—An act to add Division 5, comprising Sections 30000 through 30010, to Title 4 of the Corporations Code, relating to fiduciary security transfers.

Bill read second time, and ordered to third reading.

Senate Bill No. 353—An act to add Chapter 6, comprising Sections 5500 through 5506, to Division 6 of Title 1 of the Government Code, relating to facsimile signatures or seals on public obligations.

Bill read second time, and ordered to third reading.

Senate Bill No. 30—An act to add Section 690.235 to the Code of Civil Procedure, relating to exemptions from attachment and execution.

Bill read second time, and ordered to third reading.

Senate Bill No. 251—An act to amend Section 4302 of the Government Code, relating to preference for American-made materials in public works contracts.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 85—An act to add Section 506.3 to the Public Resources Code, relating to the Division of Beaches and Parks of the Department of Natural Resources, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in the Assembly on February 26, 1959, after "Governor", insert "subject to confirmation by the Senate".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 29—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 501—An act to amend Sections 321 and 323 of the Agricultural Code, relating to foreign cold storage meat.

Bill read second time, and ordered to third reading.

Assembly Bill No. 584—An act to amend Section 263.2 of, and to add Sections 260.25 and 260.85 to, the Agricultural Code, relating to bovine brucellosis.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 202—An act to amend Section 205.5 of the Agricultural Code, relating to the State Livestock Sanitary Committee.

Bill read third time.

Motion to Amend

Senator Byrne moved the adoption of the following amendment:

Amendment No. 1

On page 2, after line 9, of the printed bill, insert
"The provisions of this section shall be effective until the ninety-first day after final adjournment of the 1963 Regular Session of the Legislature."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 91—An act to amend Section 8819.5 of the Education Code, and Section 5703 of the Education Code as proposed by Senate Bill No. 2, relating to junior colleges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, and Teale—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 117—An act to add Section 24283 to the Health and Safety Code, relating to air pollution, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 210—An act to amend Section 3304 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to discontinuance of elementary schools in unified school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 46

Relative to International Star Boat Championship

WHEREAS, Yachting is a sport which is rapidly gaining prominence as an athletic activity in which constantly more people are participating; and

WHEREAS, Yacht racing has long been recognized as a sport which develops resourcefulness, self-reliance, recognition of high ethical standards of sportsmanship and the physical well-being of participants; and

WHEREAS, One of the most popular of the racing classes is the Star Boat, a craft designed primarily for racing, a fast boat and yet one within the reach of people in the middle income brackets; and

WHEREAS, The World Championship in the Star Class was won at San Diego, California, in 1958 by Bill Ficker of Newport Harbor with the result that the Star Class International Championship Races will be held in Newport Harbor, California, in August, 1959; and

WHEREAS, Bill Ficker is a native of Los Angeles who began sailing as a member of the Balboa Island Yacht Club at the age of 10, successfully sailing the Sabot Dinghy, the Pacific 14-foot Dinghy and the National One Design with which he won the fleet championship in 1949; and

WHEREAS, Bill Ficker is a graduate of the University of California at Berkeley, and a practicing architect who finds time to be a consistent sailor, winner of innumerable honors having placed conspicuously in the North American Championship in San Diego in 1947, the World Championship at Havana, Cuba, in the same year, and the Mid-winter Regatta at Los Angeles on several occasions, in addition to which distinction at an early age he and his sister, Sue Ficker, during a season's racing as a team, won the highly coveted Balboa Island Yacht Club Sportsmanship Trophy; now, therefore, be it

Resolved by the Senate of the State of California, That it congratulates Bill Ficker and the Newport Harbor Star Fleet upon these highly deserved honors, and wishes to this champion and the fleet he represents fair winds and plenty of able competition in the Championship Regatta to be held at Newport Harbor, California, in August, 1959; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to have suitably engrossed copies of this resolution prepared and presented to Bill Ficker, his sister, Sue Ficker, and the Newport Harbor Star Fleet.

Resolution read, and unanimously adopted on motion of Senator Murdy.

Senate Concurrent Resolution No. 38—Relative to congratulating and expressing appreciation to participants in the revision of the California State Education Code.

Resolution read.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 1 and 2, of the printed measure, strike out "not only expertly done but".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 85—An act to amend Section 55916 of the Water Code, relating to county waterworks districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 49—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 50

Relating to the full utilization of historical monuments

WHEREAS, The State Park Commission is charged with the development and preservation of state historical monuments for the beneficial use, inspiration, and enjoyment of the public; and

WHEREAS, Many of such monuments, particularly houses and other buildings of historical importance, have heretofore been developed and used solely as museums, which is one proper use; and

WHEREAS, In many localities a much wider and more beneficial use could be found for such houses and other buildings through the development of a comprehensive program for broad community utilization as particularly indicated by the National Trust for the Preservation of Historical Monuments; now, therefore, be it

Resolved by the Senate of the State of California, That the State Park Commission be hereby advised and memorialized that it is the sense of this House that the commission should give serious consideration to the initiation of a program for the development and use of such buildings, in whole or in part, for the housing of community offices such as Red Cross, Community Chest, etc., and for use as community hospitality centers or other projects which, while not inconsistent with the main purpose of preserving the historical interest and aura of the buildings, will make them more inviting to the general public, more economical for the State, and more significant to the general public; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit copies of this resolution to each member of the State Park Commission.

Resolution read, and unanimously adopted on motion by Senator Farr.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 88—An act adding Article 6 (commencing at Section 25701) to Chapter 7 of Part 2 of Division 2 of Title 3 of the Government Code, relating to the reclamation of water from sewage or other waste water, and the disposal thereof.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR

Senate Bill No. 281—An act to amend Section 6651 of the Welfare and Institutions Code, relating to state hospitals and institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 310—An act to amend Section 7009 of the Welfare and Institutions Code, relating to liability for payment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Burns, Byrne, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 311—An act to amend Section 5516 of the Welfare and Institutions Code, relating to cost of care.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.12 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Senate Bill No. 27—An act to amend Section 409 of the Code of Civil Procedure, relating to notice of pendency of actions affecting title to real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 37—An act to amend Section 117j of the Code of Civil Procedure, relating to appeals from small claims courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 39—An act to add Section 117jj to the Code of Civil Procedure, relating to appeals from small claims courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 62—An act to amend Section 581d of the Code of Civil Procedure, relating to the dismissal of an action.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 78—An act to amend Section 2924b of the Civil Code, relating to the use of certified mail for notices of default and sale under deeds of trust or mortgages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 79—An act to add Section 17 to the Civil Code, to add Section 11 to the Code of Civil Procedure, to amend Section 8 of the Corporations Code, to amend Section 13 of the Education Code, to amend Section 8 of the Financial Code, to amend Section 8 of the Labor Code, to add Section 5 to the Probate Code, to amend Section 8 of the Public Utilities Code, and to amend Section 10 of the Vehicle Code, relating to the use of certified mail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 20—Relative to a study of the Uniform Commercial Code.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 36—Relative to approving continuation of studies by the California Law Revision Commission.

Resolution read, and presented by Senator Shaw.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 936: By Senator Murdy (Co-authored by Assemblymen Hanna and Sumner)—An act to add Section 703 to the Welfare and Institutions Code, relating to authorization of medical, surgical and dental services to minors.

Referred to Committee on Judiciary.

Senate Bill No. 937: By Senator Thompson—An act to repeal the Santa Clara-Alameda-San Benito Water Authority Act (Chapter 1289, Statutes of 1955), relating to the Santa Clara-Alameda-San Benito Water Authority.

Referred to Committee on Water Resources.

Senate Bill No. 938: By Senator Thompson—An act to amend Section 12704 of the Health and Safety Code, relating to fireworks.

Referred to Committee on Public Health and Safety.

Senate Bill No. 939: By Senator Thompson—An act to amend Section 5701 of, and to add Sections 5710, 5711, 5712, and 5713 to, the Welfare and Institutions Code, relating to private mental institutions.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 940: By Senator Thompson—An act to amend Section 2302 of, and to repeal Section 2311 of, the Welfare and Institutions Code, relating to boarding homes and institutions for the aged.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 941: By Senator Dilworth—An act to amend Sections 14351 and 14356 of the Education Code as enacted at the 1959 Regular Session, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 942: By Senators Regan and Teale—An act to add Section 1238.6 to the Code of Civil Procedure, relating to eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 943: By Senators Farr, Erhart, Short, Rodda, McCarthy, Stiern, and Christensen—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Labor.

Senate Bill No. 944: By Senators Miller and Collier—An act to amend Sections 6901 and 6903 of, and to add Section 6902.1 to, the Labor Code, relating to safeguards on railroads.

Referred to Committee on Labor.

Senate Bill No. 945: By Senators Miller, Burns, Montgomery, and Fisher—An act to amend Section 128 of, and to add Part 3 (commencing with Section 3501) of Division 1 of, the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 946: By Senator Murdy—An act to amend Section 25643 of the Government Code, relating to excepting property from county tax levy for structural fire protection.

Referred to Committee on Revenue and Taxation.

Senate Concurrent Resolution No. 41: By Senator Miller—Relative to making additional funds available to the Legislative Budget Committee, established by Chapter 1667, Statutes of 1951.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 42: By Senator Farr—Relative to a legislative study of the feasibility of using the citation and summons procedure, in lieu of arrest and bail, for certain misdemeanors.

Referred to Committee on Rules.

Senate Joint Resolution No. 14: By Senators Miller and Gibson—
Relative to federal highway legislation.

Referred to Committee on Transportation.

ADJOURNMENT

At 4.22 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Wednesday, March 11, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-FIRST LEGISLATIVE DAY

FORTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, March 11, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, may this day and all our days, find us striving to meet Thy righteous requirements: to do justly, to love kindness and to walk humbly with Thee. Give us wisdom to put these requirements alongside the ways of life that confront us daily and call upon us for decisions. **AMEN.**

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Berry, on motion of Senator Cobey, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Tom Creffield, and their niece, Miss Jean Creffield, of London, England.

On request of Senators Thompson and Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William Bishop of Oakland.

On request of Senators Rattigan and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank J. Brennan of Sacramento.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Elizabeth McFeely and Mrs. May McFeely of Oakland.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Joe R. Ramirez and Mr. Ernest J. De Stefano of Pittsburg; and Mr. Ken Lavin and Mr. Paul Hinkle, Sacramento State College, Sacramento.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Dan Barnett and Mr. Jimmy Jones of Sacramento.

On request of Senator Donnelly and President Glenn M. Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Josephine Dodd of Oakdale; and Mrs. Catherine Everett of Modesto.

On request of Senators Farr and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Doris Gregory and Mr. R. H. Lockwood of San Francisco.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ted Andronico and Mr. Julian J. Hribernik of Bethel Island.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. S. Salisbury and Mr. Sam Bennett of San Francisco.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George Gerwing of Riverside.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Briscoe of Stockton.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Gaedke, Mrs. Eva Boggiano, Mrs. Fern Bugbee, and Mr. Henry Cline, adults; and the following students of the Glenwood School, Stockton: Christina Boggiano, Shirley Church, Henry Cline, Sandra Coate, William Finley, Dennis Fischer, Catherine Fleming, Catherine Freshour, Jerry Gress, Howard Maahs, Mark Moline, Anthony Neal, Joe Sappington, Marlee Stauffer, Judith Shaw, Roger Sterni, and Dennis White.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Richard Archer, Mrs. Melba Meehan, Mr. Harold Rainforth, and Mr. Henry Wiepking, instructors; Mr. Vern Combs, bus driver; and the following students of the Blach School, Los Altos: Robert Adamson, Jill Anderson, Stanley Anderson, Stephen Atkinson, Susan Bacon, Margaret Barrie, Cathy Beard, Steven Clarke, Berthe DeClerq, David Dod, Caroline Dunbar, Louise Elliott, Sheldon Ellsworth, Carol Gall, Nancy Gamel, Susan Gilbert, Betsy Gilkey, Judith Gillespie, Ginny Goodell, Ernest Glover, Nancy Grady, Diane Granstrom, Nancy Hanahan, Sharon Hardie, Robert Hedges, Ruth Boeck, Roy Coddling, Marcia Cornelius, David Hassler, Richard Hokenson, Sally Hemmeter, Matt Harris, Ward Hoffman, Carol Hunton, Mike Hyde, Nancy Jeschke, Donna Lang, Tom Mayo, Judy McClurg, Douglas McChesney, Susan Mulberg, Patricia Palmquist, Stephanie Palmquist, Elaine Phillips,

Walter Pihl, Douglas Robinson, Carol Schnitker, Ann Stevens, Ginny Sullivan, Patricia Taylor, Pia Tollo, Janet Watkins, Rodney Weagant, Jerryl Wilder, John Williams, Gail Harrison, William Kiehm, Armand Laborde, and Bonnie Painter.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. H. A. Snyder, Mrs. V. J. M. Martin, Mrs. H. P. Ascanio, Mrs. E. Russo, and Mrs. E. G. Mosher, adults; and the following students of the Heights Elementary School, Pittsburg: Nancy Arnoldi, Janet Ascanio, Steven Brandenburg, Stephen Burton, Richard Clarke, Alfred Dominguez, John Duncan, Patricia Cywinski, Nora Gilmore, Alan Hager, Mark Lawrie, Sally Lujan, Sandra Martin, Judith Munson, Wanda Maki, Elaine Poderzay, Jolene Roberts, Hal Russo, Linda Sharrock, Carlos Solares, Jean Snyder, Tessie Strusis, Glen Swafford, Eugene Wright, and Robert Zamora.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Anna Belle Danver, principal; Mr. Francis Marchand and Mrs. De Ette Burt, instructors; Mrs. Harold McBride, Mrs. Elbert Tannehill, Mrs. Elmer Goehring, Mrs. Dewey Bjelland, Mrs. Quentin Thayer, Mrs. Donald Locke, Mrs. Elzie Austin, Mrs. Orville Myers, Mrs. Alfred Grim, Mrs. Frank Lucchesi, Mrs. Vernon Reuser, and Mrs. Ivan Lines, parents; and the following students of the Lockeford Elementary School, Lockeford: Marilyn Austin, Horace Bell, Michael Botica, Carolyn Grim, Bobbie Jo Harder, Sandra Kiss, Joe Knoblock, Emily Knutson, Gregory Lines, Robert Linsley, Elizabeth Martinez, Sharyle Matts, Larry Mays, Carol McBride, Janet Meier, Linda Myers, Virginia Reichmuth, Margaret Reuser, Carol Tannehill, Susan Yager, Richard Bjelland, Sheryl Burt, Laura Chester, Robert Edwards, Caron Goehring, Ronnie Goehring, Pete Hawkins, Wendy Locke, Frances Lucchesi, Duane Matts, Carl Meier, Izetta Sukut, Maria Sutti, Ginger Thayer, and Joe Young.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Rescued Union School, Rescued: Thomas Hollister, Robert Hooper, Daniel Burkett, James Lake, Clyde Mull, Marie Krell, Valerie Wilson, Glenda Hupey, Susan Dunning, Sharon Darrington, Bonnie Tresch, and Betty Thompson.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Lakeview Club, Oakland Civic Club, Oakland: Mesdames Bert R. Allen, Henry B. Anderson, Loren Bennett, Charles Bonham, M. E. Brooding, Earl Carlson, W. H. Cohick, Robert Cumming, W. E. Divers, Benjamin Edwards, Darrell Edwards, Milan Fell, J. A. Gilfillan, Clifford Goering, Ora Harrelson, R. H. Holland, Paul M. Jones, A. C. Kleppinger, William Lind, Donald Macfee, Melanie Matignon, Edwin Meese, Jr., George Meigs, D. B. Olney, E. H. Pitcher, Lolita Peterson, John Roberts, C. B. Rutherford, Frank Saxe, Morgan Taylor, J. R. Totten, A. L. Wilson, Wesley Wilson, Jody Jaek, Bryan Hammond, Lucille Brunje, Georgie Cicinato, Florence Cronin, Agnes Crum, M. DeSomer, Madge Farrell, Ellen Gatgens, E. H. Kamlan,

Edna E. Kenney, Alice Lohse, Lenora Moore, M. L. Souza, Katherine Swanson, Isabel Snedigar, and Stella Traver.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the League of Women Voters of San Francisco: Mrs. James Abrahamson, Mrs. Rayment T. Anixter, Mrs. Sterling Avery, Mrs. Aaron Bach, Mrs. Kurt Bohm, Mrs. Edna Bocek, Mrs. Frances E. Brewer, Mrs. James Brunner, Mrs. Leonard Bunyan, Mrs. Richard S. Cahn, Mrs. Mary Callahan, Mrs. Warren Campbell, Mrs. T. H. Christian, Mrs. Edson Coar, Mrs. W. J. Conway, Mrs. George Creel, Mrs. Earl P. Cutting, Mrs. Earl David, Miss Ellouise Dungan, Mrs. John J. Eiler, Mrs. Leonel Farber, Mrs. John A. Flick, Mrs. Samuels Gaines, Mrs. Jay Goldstein, Mrs. John L. Gow, Mrs. Harry Greensfelder, Mrs. Zora C. Gross, Mrs. T. L. Gudeman, Mrs. Hermann, Mrs. W. C. Hildebrand, Mrs. Richard Ives, Mrs. Helen Jackson, Mrs. E. C. Jensen, Mrs. Keplar Johnson, Mrs. Bernard Kahn, Mrs. Forrest Lee Jordan, Mrs. Daisy Kilgore, Mrs. M. H. Knox, Mrs. C. Kramer, Mrs. Clifford Keuriger, Betty J. Long, Miss Joan McKinney, Mrs. Alfred McLaughlin, Mrs. Walter Miller, Jr., Mrs. John C. Minudri, Mrs. Sheldon Morton, Mrs. William Mote, Mrs. Thomas A. Mulvaney, Mrs. Norman Narin, Mrs. Hilding Nelson, Mrs. Erich Nielsen, Mrs. C. F. Norman, Mrs. L. Oppenheimer, Mrs. W. M. Ostrander, Miss Doris Phippen, Mrs. Charles J. Power, Mrs. Leon Russell, Mrs. Edward Schumacher, Margaret F. Sears, Mrs. Consuelo Sevieck, Mrs. Sol Silverman, Mrs. Marshall Small, Mrs. C. F. Stanley, Mrs. Ruth M. Stout, Mrs. Vinton Stratton, Mrs. D. C. Sutcliffe, Mrs. William T. Sweeney, Mrs. H. A. Tagliaferri, Mrs. H. F. Taillon, Mrs. Edward Tamler, Mrs. K. F. Terwilliger, Miss Emily Timlow, Mrs. Florence Van Hoff, Mrs. Mildred Van Tassel, Mrs. Robert H. Vermilya, Mrs. Adelaide Wear, Dolores Waldorf, Mrs. John Wimberly, Mrs. Vernon B. Winiker, Mrs. M. C. Woerner, Mrs. Fred Wolfsohn, and Mrs. Elizabeth Zilius.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF PROFESSIONAL AND VOCATIONAL
STANDARDS, DIVISION OF ADMINISTRATIVE PROCEDURE
SACRAMENTO, March 9, 1959

Hon. Joseph A. Beek
Secretary of the Senate
State Capitol, Sacramento, California

DEAR MR. BEEK:

SUBJECT: *Seventh Biennial Report of the Division of
Administrative Procedure*

Pursuant to the provisions of Business and Professions Code Section 110.6, the Division of Administrative Procedure herewith presents to the Senate 50 copies of its Seventh Biennial Report. Please effect distribution, or let the members know that this report is now available.

Respectfully submitted,

JOHN G. CLARKSON, Chief of Division

Encl.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 24

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 16

Senate Bill No. 93

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 74

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 74—Relative to the passing of Dr. Otto G. Freyermuth.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 74, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 74

Assembly Concurrent Resolution No. 74—Relative to the passing of Dr. Otto G. Freyermuth.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 10, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 835

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 835—An act to amend Sections 802.6 and 828.53 of the Agricultural Code, relating to grape containers, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Agriculture.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 11, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 23
Assembly Bill No. 35
Assembly Bill No. 61
Assembly Bill No. 302
Assembly Bill No. 340
Assembly Bill No. 362
Assembly Bill No. 386
Assembly Bill No. 389
Assembly Bill No. 417
Assembly Bill No. 462
Assembly Bill No. 463
Assembly Bill No. 464
Assembly Bill No. 465
Assembly Bill No. 481
Assembly Bill No. 482

Assembly Bill No. 488
Assembly Bill No. 508
Assembly Bill No. 543
Assembly Bill No. 544
Assembly Bill No. 545
Assembly Bill No. 547
Assembly Bill No. 549
Assembly Bill No. 597
Assembly Bill No. 613
Assembly Bill No. 667
Assembly Bill No. 678
Assembly Bill No. 707
Assembly Bill No. 753
Assembly Bill No. 754
Assembly Bill No. 869

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 23—An act to validate school district acts, proceedings, and bonds, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 35—An act to amend Section 502 of the Agricultural Code, relating to approved milk inspection service.

Referred to Committee on Agriculture.

Assembly Bill No. 61—An act appropriating funds for acquisition of additions to Mt. Tamalpais State Park and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Assembly Bill No. 302—An act to add Section 206.5 to the Labor Code and to add Section 7110.1 to the Business and Professions Code, relating to the payment of wages.

Referred to Committee on Judiciary.

Assembly Bill No. 340—An act to add Section 269 to the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 362—An act to amend Sections 944 and 945 of the Military and Veterans Code, relating to the burial of veterans and widows of veterans.

Referred to Committee on Local Government.

Assembly Bill No. 386—An act to amend Section 264.1 of, and to add Section 260.85 to, the Agricultural Code, relating to diseased animals, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Agriculture.

Assembly Bill No. 389—An act to amend Section 4184 of the Fish and Game Code, relating to bears.

Referred to Committee on Fish and Game.

Assembly Bill No. 417—An act to amend Section 4902 of the Health and Safety Code, relating to sewer maintenance districts.

Referred to Committee on Local Government.

Assembly Bill No. 462—An act to add Section 1178.5 to the Military and Veterans Code, relating to the formation of veterans' memorial districts.

Referred to Committee on Local Government.

Assembly Bill No. 463—An act to add Section 1198.5 to the Military and Veterans Code, relating to the management of veterans' memorial districts.

Referred to Committee on Local Government.

Assembly Bill No. 464—An act to amend Sections 1192 and 1205 of the Military and Veterans Code, relating to veterans' memorial district taxes.

Referred to Committee on Local Government.

Assembly Bill No. 465—An act to amend Section 1191 of the Military and Veterans Code, relating to the management of veterans' memorial districts.

Referred to Committee on Local Government.

Assembly Bill No. 481—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 482—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Referred to Committee on Local Government.

Assembly Bill No. 488—An act to add Section 20596.1 to, and to amend Section 20601 of, the Education Code; to add Section 24556.5 to, and to amend Section 24561 of, the Education Code as proposed by

Senate Bill No. 2, relating to the State College Revenue Bond Act of 1947.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 508—An act to amend Section 11100 of, and add Section 11102 to, the Elections Code, relating to municipal recall elections.

Referred to Committee on Elections.

Assembly Bill No. 543—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 544—An act to add Section 6517.5 to the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 545—An act to amend Section 6885.8 of the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 547—An act to add Section 6801 to the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 549—An act to amend Section 6732 of the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 597—An act to amend Section 1944 of the Labor Code, relating to the employment of aliens by public agencies.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 613—An act to amend Sections 28156 and 28156.1 of the Government Code, relating to compensation for public service in counties of the fifty-sixth class.

Referred to Committee on Local Government.

Assembly Bill No. 667—An act to add Sections 10109, 10110, and 10111 to the Streets and Highways Code, relating to domestic water supply improvements under the Municipal Improvement Act of 1913.

Referred to Committee on Local Government.

Assembly Bill No. 678—An act to amend Section 5753 of the Education Code as enacted at the 1959 Regular Session, relating to summer school classes conducted by elementary school districts.

Referred to Committee on Education.

Assembly Bill No. 707—An act to amend Sections 27 and 29 of the Streets and Highways Code, relating to maintenance and construction of highway facilities.

Referred to Committee on Transportation.

Assembly Bill No. 753—An act to amend Section 14058 of the Health and Safety Code, relating to local fire districts.

Referred to Committee on Local Government.

Assembly Bill No. 754—An act to amend and renumber Section 45308.1 of, and to add Sections 45308.1 and 45308.2 to, the Government Code, relating to investment of city retirement funds.

Referred to Committee on Local Government.

Assembly Bill No. 869—An act to add Section 25843 to the Government Code, relating to weather data.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 242

Senate Bill No. 343

Senate Bill No. 514

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 137

Senate Bill No. 279

Senate Bill No. 174

Senate Bill No. 400

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 202

Senate Concurrent Resolution No. 38

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Labor

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:

Senate Bill No. 209

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 209

Senator Teale moved that Senate Bill No. 209 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 209—An act to add Chapter 9 (commencing with Section 1151), to Part 3, of Division 2, of the Labor Code, relating to labor organizations.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 12 and 13, of the printed bill, strike out "knowingly", and insert "directly or indirectly".

Amendment No. 2

On page 2, lines 13 and 14, strike out "assisted financially," and insert "supported,".

Amendment No. 3

On page 2, line 14, strike out the period and insert ", and any organization, agency, committee or group not affiliated with a national or international labor organization shall have the burden of proving it is bona fide."

Amendment No. 4

On page 2, strike out lines 15 and 16, and insert "1152. Every local union whose jurisdiction is entirely within this State, whether or not it is affiliated with a labor organization, shall provide in its constitution and by laws for:".

Amendment No. 5

On page 2, line 17, strike out "A minimum of ten (10) regular meetings", and insert "A specified number of meetings".

Amendment No. 6

On page 2, line 19, between "notice" and "of", insert "or by posting or publication".

Amendment No. 7

On page 2, line 25, strike out lines 25 to 28, inclusive, and insert "(d) A quorum of members for the conduct of business;".

Amendment No. 8

On page 2, lines 29 and 30, strike out "and representatives of the labor organization", and insert "of the labor organization and delegates to all bodies with which the local union is affiliated".

Amendment No. 9

On page 2, line 30, strike out the semi colon and insert ", except an individual may be appointed to fill a vacancy for an unexpired term;".

Amendment No. 10

On page 2, line 31, strike out "representatives", and insert "delegates to all bodies with which the local union is affiliated".

Amendment No. 11

On page 2, line 36, between "notice" and "of", insert "or by posting or publication".

Amendment No. 12

On page 2, strike out lines 38 and 39, and insert "(i) The removal of officers for misconduct in office and reasonable procedures for effecting such removal, including a trial and hearing with reasonable notice thereof."

Amendment No. 13

On page 2, line 43, strike out "or sick benefit", and insert ", death, welfare, or sick benefit".

Amendment No. 14

On page 2, line 44, strike out the period and insert ", or any bona fide credit union program."

Amendment No. 15

On page 3, line 6, strike out "income and disbursements,".

Amendment No. 16

On page 3, line 7, after the word "officers", strike out "or".

Amendment No. 17

On page 3, between lines 7 and 8, insert "Books and accounts, which shall be kept and maintained by a local union, shall be made available by said local union for inspection at reasonable times by any member of said local union upon request. Such inspection shall be conducted within the offices and in the presence of the responsible officer of the local union.

The director may exempt from the requirements of this section for such definite or indefinite periods as he may determine any labor organization if he finds that

the exemption of such labor organization would not interfere with the attainment of the objectives of this law, provided that the reason for the exemption shall be presented to the labor organization in writing by the Director of the Department of Industrial Relations and shall be made public information."

Amendment No. 18

On page 3, lines 38 and 39, between "which" and "consists", insert "it is generally known".

Amendment No. 19

On page 4, line 2, strike out the period and insert ", and must be made available by the department and the person, organization, firm, corporation, association, employer, and consultant to anyone owning any interest or having membership in any of the same."

Amendment No. 20

On page 6, strike out lines 3 to 6, inclusive, and insert "1170.5. To the extent that the subject matter of this chapter is regulated, in whole or in part, by the provisions of a federal law, this chapter shall be and become inoperative."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 444

Reports same back with the recommendation that Senate Bill No. 444 be referred to proper interim committee for study; report at next general session.

ERHART, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 447

Senate Bill No. 451

Senate Bill No. 448

Senate Bill No. 452

Senate Bill No. 449

Senate Bill No. 288

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERHART, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 290

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 386

Senate Bill No. 474

Senate Bill No. 387

Senate Bill No. 282

Senate Bill No. 388

Senate Bill No. 259

Senate Bill No. 390

Assembly Bill No. 305

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 436

Assembly Bill No. 73

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 230

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 401

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 401

Senator Murdy moved that Senate Bill No. 401 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 401—An act making an appropriation for the acquisition of additional beach lands in Orange County, and providing for the transfer of money to the State Beach and Park Fund.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "lands in Orange County", and insert "and park lands".

Amendment No. 2

On page 1, strike out lines 1 to 14, inclusive, and insert

"SECTION 1. The sum of three hundred thirty-five thousand one hundred ninety-two dollars and ninety cents (\$335,192.90) is appropriated to the Division of Beaches and Parks, Department of Natural Resources, from the State Beach and Park Fund for the acquisition of additional beach and park lands pursuant to the following schedule:

(1) For acquisition of additional beach lands in Orange County pursuant to plans as mutually agreed upon by the State Park Commission and the Board of Supervisors of Orange County ----- (\$66,220.20)

(2) For acquisition of additional lands in Humboldt Redwoods State Park ----- (\$229,857.70)

(3) For acquisition of additional lands in Donner Memorial State Park ----- (\$19,245.00)

(4) For acquisition of additional park lands in Shasta County, pursuant to plans as mutually agreed upon by the State Park Commission and the Board of Supervisors of Shasta County ----- (\$19,470.00)

SEC. 2. For the purposes of this act, the State Controller shall transfer to the State Beach and Park Fund the sum of sixty-five thousand seventeen dollars (\$65,017) received by the State for the sale of state lands or interests in state lands and now being held in a suspense fund in the State Treasury designated as the Special Deposit Fund—Natural Resources Suspense Account."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 432

Senator Stiern moved that Senate Bill No. 432 be withdrawn from Committee on Insurance and Financial Institutions for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 432—An act to add Section 996.21 to the Military and Veterans Code, relating to fire insurance on buildings of the Department of Veterans Affairs.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "fire insurance on", and insert "facilities and".

Amendment No. 2

On page 1, strike out lines 3 to 5, inclusive, and insert "996.21. When money from the Veterans' Farm and Home Building Fund of 1943 or the Veterans Affairs Construction Fund is used for investment purposes in the purchase of property and in the construction of buildings, and appurtenant facilities or in the purchase of property, or in the construction of buildings, and appurtenant facilities for the use of the Department of Veterans Affairs, or for the use of the Department of Veterans Affairs and other state agencies, the Director of Veterans Affairs may do any and all things necessary to protect the investment including purchasing insurance against the loss of or damage to the property or the loss of use and occupancy of the property. Any transaction entered into by the Director of Veterans Affairs under this section shall be subject to the approval of the Department of Finance."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

RECESS

At 3.24 p.m., on motion of Senator McAteer, the Senate recessed for the purpose of introducing Mr. Vince Raney, commander of San Francisco's Sheriff's Air Posse, and the following members: Sheriff Matthew B. Carberry, Capt. John Winblad, Adjutant Louis King, Charles Parker, Dick Hoag, Dave Heffel, Dr. John Vogel, Bob Borrmann, Dr. Ted Muegge, Jim Palmer, Clem Lattimore, and Fred Vivaldi.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators McAteer, Miller, and Grunsky as a Special Committee to escort Mr. Raney to the rostrum.

INTRODUCTION OF MR. VINCE RANEY

Senator McAteer introduced Mr. Raney to the Senate.

Mr. Raney explained the functions of the San Francisco Sheriff's Air Posse as a police unit.

Senator McAteer introduced Sheriff Matthew B. Carberry as the greatest sheriff in the State.

Sheriff Carberry spoke of the origin of the Sheriff's Air Posse and how the personnel is chosen.

Sheriff Carberry then presented a trophy to Senator Teale and in doing so explained that it is a rare occasion that such a trophy is presented to anyone other than police personnel.

REASSEMBLED

At 3.35 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 426

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

Committee membership 11; absent 1.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 496

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11; absent 1.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 92

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and place on Consent Calendar.

Committee membership 11; absent 1.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 427

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

Committee membership 11; absent 1.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 327

Assembly Bill No. 2

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; absent 1.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 265

Senate Bill No. 312

Senate Bill No. 357

Senate Bill No. 428

Senate Bill No. 429

Senate Bill No. 431

Senate Bill No. 509

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

Committee membership 11.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 33

Senate Bill No. 356

Senate Bill No. 512

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 442

Senate Bill No. 551

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended and to Consent Calendar.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Joint Resolution No. 12

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

Committee membership 9.

TEALE, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 240

Assembly Bill No. 217

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 341

Assembly Bill No. 451

Assembly Bill No. 323

Assembly Bill No. 452

Assembly Bill No. 370

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 934

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Assembly Bill No. 91

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 7.

MONTGOMERY, Chairman

Request for Unanimous Consent

Senator Montgomery asked for, and was granted, unanimous consent to take up Assembly Bill No. 91, at this time, for consideration of committee amendments.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 91—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 4, lines 40 and 41, of the printed bill, strike out "discriminatory", and insert "unlawful".

Amendment No. 2

On page 4, lines 41 and 42, strike out "a discriminatory", and insert "an unlawful".

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 91**Amendment No. 1**

On page 2, between lines 38 and 39 of the printed bill, insert " "Employer" does not include a person with respect to the person's employment of agricultural workers residing on the land where they are employed as farmworkers."

Amendment No. 2

On page 2, line 41, after "home", insert "; and it does not include agricultural workers residing on the land where they are employed as farmworkers".

Amendments read, and adopted.

Third Set of Amendments to Assembly Bill No. 91**Amendment No. 1**

In line 2 of the title of the printed bill, after "of", insert ", and to amend Section 56 of,".

Amendment No. 2

On page 2, line 45, strike out "hereby created a", and insert "in the Division of Fair Employment Practices the".

Amendment No. 3

On page 2, lines 49 and 50, strike out "chairman", and insert "Chief of the Division of Fair Employment Practices".

Amendment No. 4

On page 4, line 43, strike out "chairman of the commission", and insert "Chief of the Division of Fair Employment Practices".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 5

On page 6, after line 47, insert

"SEC. 2. Section 56 of said code is amended to read:

56. The work of the department shall be divided into at least [eight] *nine* divisions known as the Division of Industrial Accidents, the Division of Industrial Safety, the Division of Housing, the Division of Labor Law Enforcement, *the Division of Fair Employment Practices*, the Division of Industrial Welfare, the Division of Labor Statistics and Research, the Division of Apprenticeship Standards, and the State Compensation Insurance Fund."

Amendments read, and adopted.

Fourth Set of Amendments to Assembly Bill No. 91**Amendment No. 1**

On page 3 of the printed bill, strike out lines 8 and 9, and in line 10, strike out "entire time to the duties of their respective offices.", and insert "1416".

Amendment No. 2

On page 3, lines 11 and 12, strike out "receive a salary of thirteen thousand five hundred dollars (\$13,500) a year", and insert "serve without compensation but shall receive fifty dollars (\$50) for each day's actual attendance at meetings of the commission".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 186

Senate Bill No. 187

Senate Bill No. 285

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 186

Senator Grunsky moved that Senate Bill No. 186 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 186—An act to add Section 3417.1 to, and to amend Section 3418 of, the Education Code, and to add Section 2228.5 to, and to amend Section 2229 of, the Education Code as proposed by Senate Bill No. 2, relating to school district organization.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out line 1, and in line 2, strike out "The Education Code, and", and insert "An act".

Amendment No. 2

In line 3 of the title, strike out "proposed by", and in line 4, strike out "Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 15, inclusive, and strike out all of page 2, and on page 3 strike out lines 1 to 15, inclusive, and insert
"SECTION 1. Section 2228.5 is added to the Education Code, as enacted by the Legislature at its 1959 Regular Session, to read:".

Amendment No. 4

On page 3, strike out line 29, and insert
"SEC. 2. Section 2229 of said code is amended to".

Amendment No. 5

On page 4, line 43, after the period, insert "This subdivision is not applicable to an elementary school district in which there is maintained a private high school enrolling 50 percent of the pupils of high school age residing in the district."

Amendment No. 6

On page 4, strike out lines 44 to 50, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 187

Senator Grunsky moved that Senate Bill No. 187 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 187—An act to amend Section 3898 of the Education Code, and to amend Section 2468 of the Education Code as proposed by Senate Bill No. 2, relating to reorganization of school districts.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out line 1, and insert "an act".

Amendment No. 2

In line 2 of the title, strike out "proposed", and in line 3, strike out "by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 13, inclusive, and insert

"SECTION 1. Section 2468 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, is amended to read:".

Amendment No. 4

On page 2, line 3, strike out the period, and insert "unless a petition signed by 10 percent of the electors of the elementary school district is filed with the county superintendent of schools. If such a petition is filed the county superintendent of schools within 30 days shall call an election in the district. The election shall be conducted by the county superintendent of schools in the manner provided for the election of the governing board of an elementary school district. The result thereof shall be certified by the superintendent of schools to the county clerk of the county or counties in which the school district is situated and to the clerk of every other county in which any part of the high school district selected by the electors is situated, and entered in the clerk's record of high school districts."

Amendment No. 5

On page 2, strike out lines 4 to 9, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 285

Senator Rodda moved that Senate Bill No. 285 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 285—An act to add Section 8821.3 to the Education Code, and add Section 5706.5 to the Education Code as proposed by Senate Bill No. 2, relating to the admission to junior colleges of students over 16 years of age.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 8821.3 to the Education Code, and add".

Amendment No. 2

In lines 2 and 3 of the title, strike out "as proposed by Senate Bill No. 2", and insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

In lines 3 and 4 of the title, strike out "students over 16 years of age", and insert "12th grade students".

Amendment No. 4

On page 1, strike out lines 1 to 6, inclusive.

Amendment No. 5

On page 1, line 7, strike out "2", and insert "1".

Amendment No. 6

On page 1, lines 7 and 8, strike out "as proposed by Senate Bill No. 2", and insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 7

On page 1, line 10, after "any", insert "12th grade".

Amendment No. 8

On page 1, line 11, strike out "over 16 years of age".

Amendment No. 9

On page 1, strike out lines 13 to 18, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

RESOLUTIONS

The following resolutions were offered:

By Senator Erhart:

Senate Resolution No. 53**Relative to "Camellia Capital of the World"**

WHEREAS, The Capital City of California, known as the "Camellia Capital of the World," is celebrating its Fifth Annual Camellia Festival; and

WHEREAS, The Capitol Park is becoming nationally known for its exhibit of more than 2,000 camellia plants of numerous varieties, some of which came to the Capital City with the California Gold Rush; and

WHEREAS, The profusion of camellia blooms each spring adds to the beauty of California's Capital City and brings pleasure to thousands of visitors each year; and

WHEREAS, The Camellia Festival stimulates civic pride and enthusiasm for Sacramento from all over California; now, therefore,

Be it hereby resolved, That the Senate of the State of California does hereby commend the City and County of Sacramento and the Camellia Festival Association for its magnificent effort to beautify the Capital City of California; and

Be it further resolved, That copies of this resolution be sent to Clarence L. Azevedo, Mayor of Sacramento; Jack Mingo, Chairman of the Sacramento County Board of Supervisors; E. A. Combatalade, President of the Camellia Festival Association; and Jerry J. Olrich, State Gardener.

Resolution read, and unanimously adopted on motion by Senator Erhart.

By Senator Teale:

Senate Resolution No. 54**Relative to the restoration of "Columbia Gazette" printshop**

WHEREAS, In the year 1945, the Legislature passed and the Governor signed into law a bill creating a state park in Columbia, California, which was named and designated as the Columbia Historic State Park; and

WHEREAS, The ultimate purpose of the creation of the state park in Columbia was to restore all of the buildings in the community so that future generations would be able to visit and see a California Gold Rush town as it was when the Argonauts were working the creeks and diggings; and

WHEREAS, There is within Columbia Historic State Park a small frame structure that once housed the "Columbia Gazette," one of the earliest of California's newspapers; and

WHEREAS, The "Columbia Gazette" building stands as a symbol of early journalistic enterprise, of the development of the free press in California and of a newspaper which was edited and published for a rough-and-tumble community of miners, who, while seeking gold, likewise sought truth, knowledge and news of contemporary events; and

WHEREAS, The California Newspaper Publishers Association now proposes to reconstruct that historic small frame structure to create a pioneer printshop, complete with early presses and other printing equipment; and

WHEREAS, The Governor of this great State has indicated his enthusiastic support of this worthwhile project; and

WHEREAS, The proposed restoration of the "Columbia Gazette" building will provide a permanent monument and shrine to journalism, to the development of a free press in the State of California and to the memory and accomplishments of those intrepid early-day California newspapermen; and it will provide an opportunity for California citizens, now and in the years to come, to observe in perfect detail and realism a typical pioneer printshop of the Gold Rush period; now, therefore, be it

Resolved by the Senate of the State of California, That this House approves and commends the project of the California Newspaper Publishers Association to restore the "Columbia Gazette" building and extends to that public-spirited group its best wishes for the early and successful completion of the project; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mr. Bert J. Abraham, President of the California Newspaper Publishers Association, and to Mr. Donald I. Segerstrom, chairman of the restoration committee.

Resolution read, and ordered placed on third reading file.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Grunsky:

SENATE CHAMBER, March 10, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 934—An act to validate the organization and acts of junior college districts, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR GRUNSKY

Recommendation of Committee on Rules

SENATE CHAMBER, March 11, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Grunsky:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 934.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cohey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Short:

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 968—An act transferring funds for water development.

Respectfully submitted,

SENATOR SHORT

The request was read, and referred to Committee on Rules.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 493—An act to amend Section 1696.3 of the Labor Code, relating to transportation of farm laborers.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Resolution No. 37—Relative to operation of vehicle trailers on highways.

Resolution read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 261—An act to amend Sections 2201, 2208 and 2210.5 of the Streets and Highways Code, relating to financial aid for county highways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 105—An act to amend Section 21880 of, and to add Sections 21822, and 21880.5 to, the Business and Professions Code, relating to brake fluid.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 280—An act to amend Section 1219.5 of the Agricultural Code, to amend Section 6062 of the Harbors and Navigation Code, to amend Sections 5740.19 and 5790.26 of the Health and Safety Code, and to amend Section 2354.1 of the Welfare and Institutions Code, relating to the keeping of business records by public accountants.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 482—An act to amend Sections 8514, 8562, 8564, 8565, 8566, and 8651 of the Business and Professions Code, relating to structural pest control.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 505—An act to amend Sections 525.2 and 550.1 of the Vehicle Code, and to amend Sections 21460 and 21803 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to highway signs and markings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, strike out lines 1 to 3, inclusive, of the title of the printed bill, and insert "An act to amend Sections 21460 and 21803 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to highway".

Amendment No. 2

On page 1, strike out lines 1 to 19, inclusive; and on page 2, strike out lines 1 to 49, inclusive, and insert

"SECTION 1. Section 21460 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session is amended to read:".

Amendment No. 3

On page 3, line 27, strike out "4", and insert "2".

Amendment No. 4

On page 3, strike out lines 38 to 48, inclusive.

Amendments read, and adopted.

Further Amendments to Senate Bill No. 505**Motion to Amend**

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 19, of the printed bill, strike out "Exceptions."

Amendment No. 2

On page 3, line 29, strike out "signs", and insert "sign".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 92—An act to add Article 6 (comprising Sections 11660 to 11663, inclusive) to Chapter 2, Division 14 of the Elections Code, relating to interference with initiative, referendum, and recall.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 2 of the title of the printed bill, after "of", insert ", and to amend Section 11649 of,".

Amendment No. 2

On page 1, line 8, after "who", insert "threatens to commit an assault or battery on".

Amendment No. 3

On page 1, strike out lines 9 to 13, inclusive.

Amendment No. 4

On page 1, line 14, strike out "such circulator", and insert "a person circulating a referendum, initiative, or recall petition".

Amendment No. 5

On page 1, lines 15 and 16, strike out "for such purpose, or who does, in fact, inflict any such harm for such purpose," and insert "with the intent to dissuade the circulator from circulating the petition or in retribution for such circulation,".

Amendment No. 6

On page 2, line 2, strike out "felony", and insert "misdemeanor".

Amendment No. 7

On page 2, after line 8, insert

"SEC. 2. Section 11649 of said code is amended to read:
11649. Every person who subscribes to any initiative, referendum or recall petition or to any nominating petition a fictitious name, or who subscribes thereto the name of another, or who causes another to subscribe such a name to such a petition, is guilty of a felony and is punishable by imprisonment in the state prison for not less than one nor more than 14 years."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Assembly Bill No. 111—An act to amend Sections 5931 and 7842 of the Elections Code, relating to absentee voter ballots.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 22, of the printed bill, as amended in Assembly February 18, 1959, strike out " , or mailing,".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 22—An act to add Section 541 to the Streets and Highways Code, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 202—An act to amend Section 205.5 of the Agricultural Code, relating to the State Livestock Sanitary Committee.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 38—Relative to congratulating and expressing appreciation to participants in the revision of the California State Education Code.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 514—An act to amend Sections 3203, 3204, and 3403 of, and to add Section 3407.5 to, the Public Resources Code, relating to oil and gas.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 242—An act to amend Section 4655.2 of the Revenue and Taxation Code, relating to the distribution of unsecured taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 343—An act to amend Section 8046 of the Fish and Game Code, relating to privilege taxation of commercial fish packers and processors.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 279—An act to add Sections 13392.3, 13392.4, 13392.5, and 13392.6 to the Government Code, relating to slaughter, or purchase or sale of slaughtered animals, by state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Short Presiding

At 4.15 p.m., Senator Alan Short of the Twentieth Senatorial District, presiding.

Senate Bill No. 278—An act to amend Section 963 of the Welfare and Institutions Code, relating to juvenile homes and camps.

Bill read third time.

The roll was called, and the bill passed by the following vote :

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 353—An act to add Chapter 6, comprising Sections 5500 through 5506, to Division 6 of Title 1 of the Government Code, relating to facsimile signatures or seals on public obligations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 30—An act to add Section 690.235 to the Code of Civil Procedure, relating to exemptions from attachment and execution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 251—An act to amend Section 4302 of the Government Code, relating to preference for American-made materials in public works contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 6—Relative to more than two terms for the President of the United States.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—Senators Coombs and Dilworth—2.

Resolution ordered transmitted to the Assembly.

Senate Joint Resolution No. 11—Relative to federal highway legislation.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution No. 52

Relating to the congratulation of Dr. Julian A. McPhee

WHEREAS, Dr. Julian A. McPhee is observing his twenty-fifth anniversary as President of California State Polytechnic College; and

WHEREAS, He has served the people of California in responsible positions of agricultural education, vocational education and higher education for more than a quarter of a century; and

WHEREAS, By virtue of his long and faithful service to education in California, he has earned the honorary title of "Dean of State College Presidents"; and

WHEREAS, Throughout his public career in behalf of education for the young people of California, he has brought respect, honor and admiration to the profession of educational administration; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this body do hereby congratulate Dr. Julian A. McPhee on his twenty-fifth anniversary as President of California State Polytechnic College and his long and distinguished educational service to the people of the State of California; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Dr. Julian A. McPhee.

Resolution read, and unanimously adopted on motion by Senator Erhart.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 85—An act to add Section 506.3 to the Public Resources Code, relating to the Division of Beaches and Parks of the Department of Natural Resources, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Arnold.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—Senators Dilworth and Donnelly—2.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Christensen, Cobey, Coombs, Dolwig, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—30.

NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 29—An act to amend Section 262 of the Revenue and Taxation Code, relating to the church exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Grunsky.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—33.

NOES—Senator Dilworth—1.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl,

Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—33.
NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 72—Relative to the construction of State Highway Route 23 between Soledad Junction and Palm-dale as a four-lane freeway.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 430—An act to amend Section 980 of the Military and Veterans Code, relating to veterans' benefits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4:46 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 947: By Senator Hollister—An act to amend Section 9359 of the Government Code, relating to legislators' retirement.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 948: By Senator Gibson—An act to amend Sections 1615, 3016, 4806, 5053, 7205, 7605, 8921, and 9530 of, and to add Sections 103, 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 9014, and 9627 to, and to repeal Sections 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 9014, and 9627 of, and to amend Section 5053 of the Business and Professions Code as proposed to be amended and renumbered by Senate Bill No. 104, relating to payments to members of licensing boards, commissions, or committees.

Referred to Committee on Business and Professions.

Senate Bill No. 949: By Senator Gibson—An act to amend Section 4809 of the Business and Professions Code, relating to veterinary medicine.

Referred to Committee on Business and Professions.

Senate Bill No. 950: By Senator Beard—An act to repeal Section 77 of the Agricultural Code, relating to fairs.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 951: By Senator Beard—An act to repeal Section 86.1 of the Agricultural Code, relating to fairs.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 952: By Senator Holmdahl—An act to amend Section 12201 of the Penal Code, relating to possession of machine guns.

Referred to Committee on Judiciary.

Senate Bill No. 953: By Senator Holmdahl—An act to amend Section 2025 of, and to add Sections 2026, 4027, and 4028 to, the Welfare and Institutions Code, relating to public assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 954: By Senator Teale—An act to amend Section 1352 of the Labor Code, relating to hours of employment of women and minors.

Referred to Committee on Labor.

Senate Bill No. 955: By Senator Dolwig—An act to amend Sections 11553 and 11555 of the Government Code, relating to the salary of the Superintendent of Banks.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 956: By Senator Thompson—An act to amend Section 1421 of the Health and Safety Code, relating to hospitals and nursing homes.

Referred to Committee on Public Health and Safety.

Senate Bill No. 957: By Senators Dilworth, Donnelly, and Grunsky—An act to add Section 50 to the Education Code as enacted at the 1959 Regular Session, relating to the Department of Education.

Referred to Committee on Education.

Senate Bill No. 958: By Senators Christensen, Teale, Brown, Collier, Arnold, Johnson, Miller, Montgomery, Regan, Short, Coombs, O'Sullivan, Gibson, and Berry—An act to add Article 4 (commencing at Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Referred to Committee on Water Resources.

Senate Bill No. 959: By Senator Christensen—An act to amend Section 10504 of the Water Code, relating to the appropriation of water.

Referred to Committee on Water Resources.

Senate Bill No. 960: By Senator Christensen—An act to add Section 10505.5 to the Water Code, relating to the appropriation of water.

Referred to Committee on Water Resources.

Senate Bill No. 961: By Senator Christensen—An act to amend Section 10505 of the Water Code, relating to the appropriation of water.

Referred to Committee on Water Resources.

Senate Bill No. 962: By Senator Christensen—An act to add Section 1390.5 to the Water Code, relating to the appropriation of water.

Referred to Committee on Water Resources.

Senate Bill No. 963: By Senator Short—An act relating to the creation of the California Public Works Authority Commission and prescribing its powers and duties; authorizing the construction, maintenance, and operation of public works projects pursuant to this act; authorizing the issuance and sale of revenue bonds payable solely from the revenues produced by such projects; and for that purpose adding Part 12 (commencing at Section 15900) to Division 3, Title 2 of the Government Code, and making an appropriation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 964: By Senator Short—An act to add Part 13 (commencing at Section 15975) to Division 3, Title 2 of the Government Code, relating to the financing of public works.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 965: By Senator Short—An act to amend Section 209.5 of the Revenue and Taxation Code, relating to the tax exemption of vessels in the process of construction, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 966: By Senator Short—An act to add Title 7.5 (commencing at Section 67000) to the Government Code, relating to regional and area public works districts, including the definition, formation, operation, maintenance, powers, duties, officers, employees, merger, consolidation, alteration, and dissolution thereof.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 967: By Senator McAtter—An act to amend Section 69900 of the Government Code, relating to superior court employees.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 968: By Senators Short, Collier, Rodda, Arnold, Regan, O'Sullivan, Erhart, Slattery, Burns, Rattigan, Miller, Teale, Farr, and Montgomery—An act transferring funds for water development.

Referred to Committee on Finance.

Senate Bill No. 969: By Senator Fisher—An act to add Section 25537 to the Government Code, relating to county government.

Referred to Committee on Local Government.

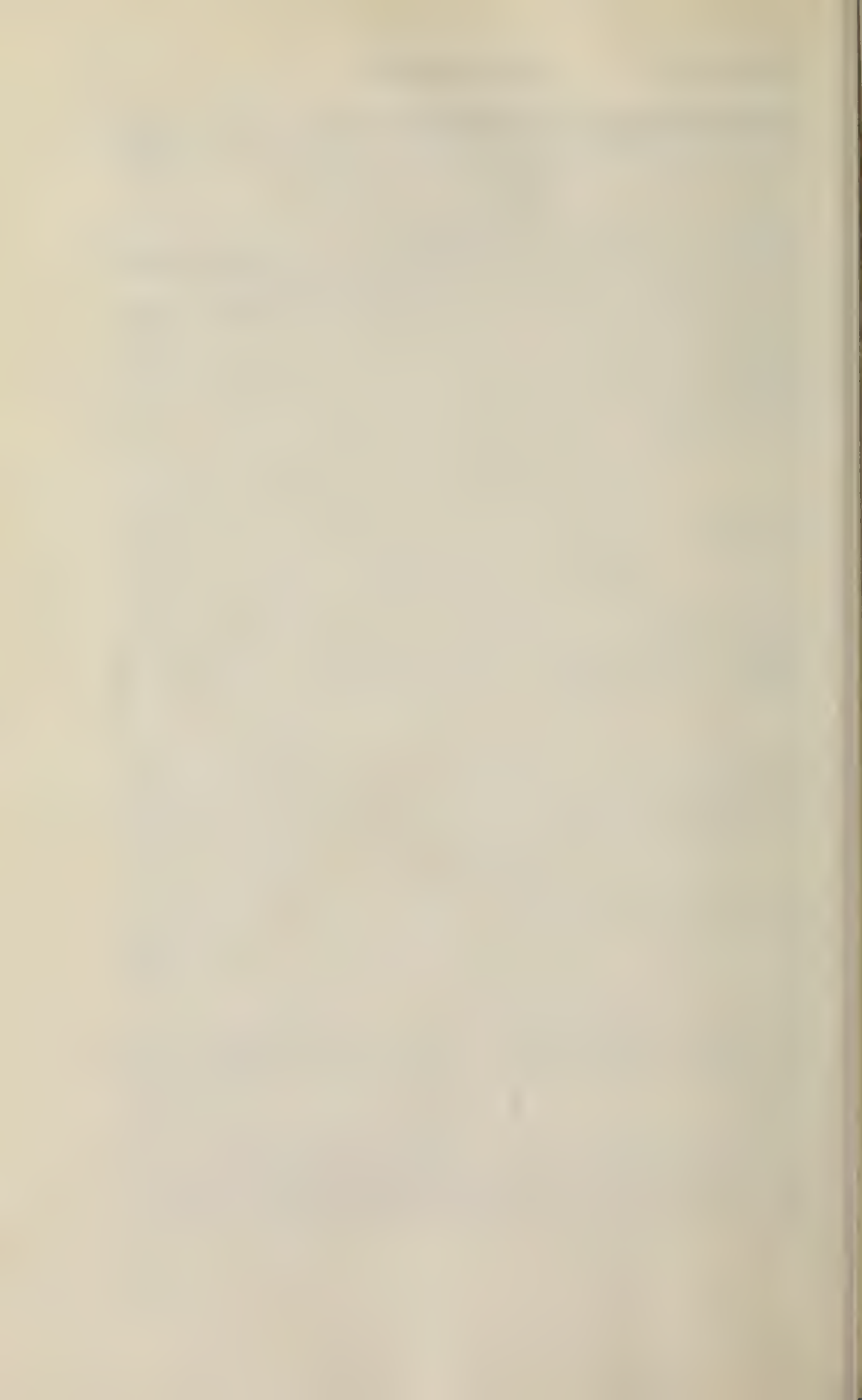
Senate Bill No. 970: By Senators McAteer and Burns—An act to amend Section 23320 of, and to add Section 23321.6 to, the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 4.56 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Thursday, March 12, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SECOND LEGISLATIVE DAY

FORTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Thursday, March 12, 1959

The Senate met at 3 p.m.

Hon. James J. McBride of the Thirty-third Senatorial District, senior Member of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, grant us to see the dignity and worth that free and democratic government places upon man—all men, for—

"We are all blind until we see
That in the human plan
Nothing is worth the making if
It does not make the man.
"Why build these cities glorious
If man unbuilt goes?
In vain we build the work, unless
The builder also grows." * AMEN.

* Edwin Markham

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Burns, on motion of Senator Murdy, due to legislative business.

Senator McCarthy, on motion of Senator Murdy, due to legislative business.

Senator Coombs, on motion of Senator Johnson, due to legislative business.

CALL OF THE SENATE

Senator Miller moved a call of the Senate.

Motion carried.

Time, 3.08 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

Chief Assistant Secretary Lachlan M. Richards at the Desk

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Chief of Police Jack A. O'Keefe, and Capt. P. M. Flint of Stockton; and Chief of Police Neil H. Tremaine of Tracy.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John W. Wedemeyer of San Jose.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. E. L. Morgan of San Bernardino.

On request of Senators Williams and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. H. Guldberg of Sacramento.

On request of Senators Williams and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Wm. Rosenthal and Mrs. Mattie Royer of San Francisco.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Roy Marrs, Superintendent of Ocean View School, Ventura.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack De Vries of Dairyland.

On request of Senators Murdy and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Albers of Dairy Valley.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Judge and Mrs. A. R. Avery of Pajaro.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rose Haimo, Roslyn Segal, and Hal Weissman of Los Angeles.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Frank Harris and Mr. Roy Whitten, instructors; and the following students of the Charlotte Wood School, Danville: Fred Adams, Cherie Barnes, Robert Burgess, Don Carpenter, Patsy Cooke, Frances Corrigan, Lynn Craig, Scott Darragh, Dick Dixon, Janet Fleckner, Steve Gibbs, Caroline Gordon, Sheila Gossard, Roberta Kelley, Bob Kuntz, Gerald Malies, Jade Markle, Greg Neilson, Sharon Oaks, Jackie Parks, Dolf Podva, Sonny Price, Sharon Quinn, Andy Rivera, Diane Saulsberry, Richard Stellmacher, John Stroke, Tom Weimer, Bob Westrich, Bill Wing,

Martin Pieroni, Lucille Arellano, Sherrian Baker, Candace Clark, Lauren Coates, Christine Crane, Peter Dozier, Diane Endsley, Eileen Erickson, James Gibbons, Michael Gillett, Robert Gould, Margery Grove, Cathy Hummel, Edward Johnson, Richard Johnson, Timothy MacHugh, Roy Merris, Roberta Metteer, Caryl Morris, Joseph Murphy, Fred Potter, Pamela Prouty, Grover Rose, David Shapland, Lorraine Stewart, Ann Swenson, Wayne Van Nordsall, Bonnie Wade, Kip Welshons, Larry Winterbottom, and Heidrun Hutteman.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. David Osmond and Mrs. Lyn Osborn, instructors; Mrs. Ruby Rolon, Mrs. Howard Fertado, Mrs. Margie Harbin, Mrs. Esther Nevarez, Mrs. Elizabeth Ver Mehr, Mrs. M. C. Ford, and Mrs. Ted Stormes, parents; and the following students of the John Muir School, Antioch: Harlan Bennett, Charles Coffey, Gary Chin, Richard Gurule, Michael Ives, Herb Laverder, Rudy Loya, Jimmy Nabas, Allen Reed, Mark Rolon, Lawrence Vela, Vernon Reece, Sandra Capps, Patsy Fluty, Mary Rose Gilbreath, Judy Lawson, Mary Soto, Rosie Soto, Judy Stephens, Steven Butz, Bruce Cakebread, Billy Calisesi, Teddy Conklin, Jimmy King, Joe Langston, Larry Merlini, Chris Motts, Rudy Nevarez, William Pofahl, La Nora Best, Delinda Fertado, Kathy Ford, Barbara Gooch, Caren Kish, Alisa Mangas, Sandra Stormes, Ruth Reis, Barbara Harbin, and Judy Ver Mehr.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George Gillispie, Scoutmaster; Mrs. Creighton Geer, George Gardner, and George Arkelain, adults, and the following members of Boy Scout Troop No. 21, Turlock: Creighton Geer, Melvin Gardner, Fred Foster, Roy Hampton, Buddy Avila, Ed Foster, Curtis Henline, Kent Gardner, Robert Jarrard, Mike Odom, A. R. Dismuker, Allen Hall, George Gillispie, Steven Arkelain, Lyn Bright, Garry Van Nata, Porter Alexander, Gordon Snadigar, Richard Brazenia, Earl Rude, Eldon Dunham, Thomas Blizzard, and Richard Gibson.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harold Mauk, Principal, and the following students of Hughson Union School District, Stanislaus County: Sandra Allen, Elaine Avila, Gloria Azevedo, Carolyn Baldwin, Stanley Baptista, Glen Barlow, Jim Barlow, Carola Bastien, Larry Beck, Ronnie Bennet, Nancy Blakemore, Lorinda Blews, Wesley Blizzard, Francis Bodthke, Stanley Braden, Lennel Brey, Linda Bundy, George Burr, Patsy Carr, Karen Casteel, Joan Castro, Tommy Cates, Rosalie Chandler, Diane Chappelle, Larry Clement, Darlene Coburn, Helen Collins, Edith Colt, Carole Daniel, Lonny Dayton, Donald Dunn, Donald Dunnagan, Loretha Eddings, Bobby Eslick, John Everra, Larry Ferriera, Dick Fisher, John Franklin, Vernon Garretson, Marion Gipson, George Gladden, Joe Gomes, Penny Gonsalves, Ruth Gonzales, Lynn Griesner, Pamela Guyer, Tessie Gwinn, Judy Halling, Jeanette Halsey, Diana Halstead, Richard Harvey, Cheryl Hatley, Billy Hawkins, Randi Herfindal, Jesse Jackson, Lonnie Hipp, Melvin Hunter, David Klein, Norval Knutsen, Trula Lee, Mike Leventini, Jackie Lohman, Kitty Magnabaseo, Bobby Martella, Lana Martins, Danny Matthew, Pamela McGhee, Judy Mears,

Denise Mekeel, Hubert Moore, Donnie Morgan, Vicki Norris, Marilyn Olsen, Tommy Parks, Dewey Percifield, Freddie Roberts, Ann Robertson, Carolyn Robertson, Susan Schrage, Don Serpa, Linda Silva, Ralph Smith, Jerry D. Sneed, Johnny Souza, Ruth Spears, Leon Stanridge, Connie Stark, Clifford Starn, Yvonne Stewart, Sammy Styles, Sharon Teel, Dennis Thomas, Lois Tierce, Pat Trowbridge, Richard Turpin, Judith Uber, Jimmy Wheatley, Carl Wideman, Janie Jones, and Jeanette Clark.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Steinkirchner, Mr. Costello, and Mrs. Esther Coleman, instructors, and the following students of the Winton School, Alameda County: Craig Albini, Sharon Barao, Dolores Berimbau, Jacqueline Brown, Gilbert Brum, Robert Correa, Lynn Croan, Lillian Farfan, Lauren Forbes, Dianne Foster, Paul Frad, Geraldine Furtado, Robert Hogan, Carol Hook, Jose Irizarry, Louis Joseph, Jerry Jackson, Richard Magnuson, Eugene Mincey, Karen Minton, Donna Pacheco, Donald Pearson, Candace Purves, Michael Salgado, James Sherbourne, Betty Simms, Richard Wells, Laura Wunder, Leroy Bais, Cherylee Cox, Lewis Feldman, Donna Foster, Robert Froese, Robert Garcia, Ian Gerstel, James Harris, Gary Heem, Tony Herrera, Richard Hoxey, Karen Ingram, Brian Kaminskis, Judy Killitz, Norma Konopacki, Juanita Lee, Laren Lees, Ricky Madieros, Delores McNelis, Kathy Miller, Pamela Phinney, Walter Ritchie, Donna Serra, Carolyn Suplick, Michael Taylor, and Russell White.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Morgan and Mr. Johnson, teachers, and the following students of the A. B. Morris School, Castro Valley: Sharon Addieco, Barbara Auger, Mary Barry, Claire Bartalini, Paulette Hamrick, Carolyn Haze, Pat Isaef, Linda Linville, Marilee Mullin, Vicki Noble, Vicki Renaldi, Jeanine Rickert, Diane Riendeau, Shirley Sanchez, Donna Silva, Sheila Wyman, Pamela Robinson, Clyde Blair, Gary Buti, Richard Culy, Joey Fernandez, Gary Johnston, Louie Laspina, Mike Lombard, Andy Marino, Greg Masker, James McGinnis, Gary Pastrone, Bob Peterson, Doug Rawlins, Steve Salemi, Gary Spicknall, Darrell Tejada, Art Titus, Richard White, Ronald Abreu, Ross BeVier, Jerry Cavini, Bob Christensen, Jerry Erickson, Randy Helton, Bob Landreth, John LaRiviere, Bill Long, Bill Heyland, Cecil Hoyle, Art Mattie, Elmer Meyer, Doug McCormick, Mike McGuire, Tim Morgan, Alan Pezzola, Bob Stanley, Noel Stiers, Mike Swart, Mike Vallerga, Scotty Turner, Ann Bufardeci, Gay Davis, Becky Epps, Nola Fahr, Carol Hay, Joyce Holler, Janice James, Darlinda Schock, Carol de St. Maurice, Donna Towery, Shirley Vardy, Colleen Whitehead, Ron Adams, David Clark, Ralph Crowe, Dick Curtis, Jim Davis, Steve DeLong, Bob Hamm, Frank Howard, Terry Kentala, Don Reed, Roger Stowers, Pete Swearingen, Jim Toft, Monte Waite, Patsy Burns, Susan Connors, Toni Dudgeon, Karen Foster, Carolyn Johnson, JoElla McNaughton, Ann Peard, Annette Pogan, Bonita Rubis, Kathy Saunders, Karen Sowick, Michele Tanner, Margie Votruba, and Pam Butler.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 9, 1959*To the Senate of the State of California:*

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

MRS. EDITH CHAMBERS, a resident of Selma, managing partner of the Nick Chambers Trenching and Excavating Company in Selma, at 35 she has held a Class A general engineering contractor's license for the past 12 years and as far as is known, she will be the first woman ever to serve on the board;

Member, Contractors' State License Board, vice H. Earl Parker, term expired, for the term prescribed by law, ending January 15, 1963.

HOMER L. WOXBERG, a resident of Malibu, secretary-treasurer of Line Drivers Union Local 224 of the Teamsters Union in Los Angeles;

Member, Small Craft Harbors Commission, vice Joseph Beek, resigned, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 11, 1959*To the Senate of the State of California:*

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

LOUIS HEILBRON, a resident of San Francisco, attorney and past president of the Public Education Society in San Francisco, member of the firm of Heller, Ehrman, White and McAuliffe, active in a host of civic and educational organizations, trustee of the World Affairs Council and of the University of California Foreign Student Center in Berkeley, participated in the founding of KQED, the Bay area's educational television station, moderated a number of education panel shows on local television stations, assistant to the dean of men at the University of California from 1928 to 1931 and later served briefly as an assistant administrator in the California Relief Administration;

Member, State Board of Education, vice William G. Werner, term expired, for the term prescribed by law, ending January 15, 1963.

Sincerely,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 11, 1959*To the Senate of the State of California:*

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

WILL ROGERS, JR., a resident of Malibu, son of the famed actor-humorist, Will Rogers, was born in New York City in 1911 and has had a long acting career in his own right in radio and TV, graduate of Stanford University, the past 18 years has been editor and publisher of the *Beverly Hills Citizen*, served one term as a United States Congressman, and in 1943 was co-chairman of the Emergency Committee to Save Jewish People of Europe;

Member, State Park Commission, vice Charles Kasch, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 10, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

BART L. CHRISTENSEN, a resident of Mar Vista, owns and operates his own cleaning establishment in Los Angeles and is past president of the California Cleaners and Dyers Association. Served as director of the California Dry Cleaners Association, and has been a member of the State Board of Dry Cleaners since July, 1954. Veteran World War II, honorary life member of PTA, former president of the Hollywood Junior Chamber of Commerce;

Member, State Board of Dry Cleaners, vice self, term expired, for the term prescribed by law, ending January 15, 1963.

NORMAN B. AARONIAN, a resident of Fresno, and operates the Palm Olive Cleaners in Fresno;

Member, State Board of Dry Cleaners, vice John Marchi, term expired, for the term prescribed by law, ending January 15, 1963.

STURL RAYMOND SHEFF, a resident of Compton and a retail plant owner;

Member, State Board of Dry Cleaners, vice D. R. Woodard, term expired, for the term prescribed by law, ending January 15, 1963.

Sincerely,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 88

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **PATRICK R. MURPHY**, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 15

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **PATRICK R. MURPHY**, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 22

Senate Bill No. 23

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **PATRICK R. MURPHY**, Chief Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, March 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 91

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By **PATRICK R. MURPHY**, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 91—Relative to augmenting the funds of the Joint Interim Committee on the Special Education and Rehabilitation of Handicapped Children and Adults.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 770

Assembly Bill No. 866

Assembly Bill No. 940

Assembly Bill No. 1059

Assembly Bill No. 1255

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 770—An act to amend Section 10176 of the Insurance Code, relating to disability insurance policies.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 866—An act to amend Section 752 of the Financial Code, relating to powers of banks and trust companies.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 940—An act to add Section 6868 to the Harbors and Navigation Code, relating to river port districts.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1059—An act to add Section 19735 to the Government Code, relating to state employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1255—An act to amend Section 16731 of the Government Code, relating to the registration of state bonds.

Referred to Committee on Governmental Efficiency.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 752

Senator Short moved that Assembly Bill No. 752 be withdrawn from Committee on Local Government, and re-referred to Committee on Public Utilities.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 16—An act to amend Section 61755 of the Government Code, relating to community services districts;

Senate Bill No. 96—An act to add Section 2193 to the Agricultural Code, relating to marketing programs;

And reports the same have been correctly enrolled, and presented to the Governor on the twelfth day of March, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 24—Relative to a study of election laws and practices in this State;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twelfth day of March, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 105

Senate Bill No. 261

Senate Bill No. 280

Senate Bill No. 482

Senate Bill No. 493

Senate Joint Resolution No. 12

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 505

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Governmental Efficiency

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: Your Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 358

Senate Bill No. 475

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 143

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 215

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

Committee membership 9.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 108

Assembly Bill No. 208

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 108

Senator Regan moved that Senate Bill No. 108 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 108—An act to add Article 4 (commencing at Section 24571) to Chapter 5 of Division 12 of the Education Code, and to add Article 4 (commencing at Section 12081) to Chapter 5 of Division 9 of the Education Code as proposed by Senate Bill No. 2, relating to gate entrances to school grounds.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill and insert "An act to".

Amendment No. 2

In lines 4 and 5 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 21, inclusive.

Amendment No. 4

On page 2, strike out lines 1 to 5, inclusive, and insert "SECTION 1. Article 4 (commencing at Section 12081) is added to Chapter 5 of Division 9 of the Education Code as enacted by the Legislature at its 1959 Regular Session, to read:":

Amendment No. 5

On page 2, line 21, after "it", insert "if such street, alley, road, or drive would provide access to the school grounds".

Amendment No. 6

On page 2, strike out lines 26 to 31, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 208

Senator Donnelly moved that Assembly Bill No. 208 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 208—An act to add Section 13001.6 to the Education Code, relating to the employment of teachers by school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and to add Section 13257.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

On page 1, between lines 18 and 19, insert
"SEC. 2. Section 13257.5 is added to the Education Code as enacted by the Legislature at the 1959 Regular Session, to read:

13257.5. The employment of all persons in positions requiring certification qualifications by governing boards of school districts prior to the effective date of this section and the payment of compensation by school districts for all services heretofore rendered by such persons is hereby authorized, ratified, confirmed and validated; provided, all of the following conditions have been met:

(a) Each such person has heretofore filed or registered with the appropriate agency not later than 90 days after the date fixed by the governing board of the district for the commencement of his services, a valid certification document authorizing him to serve in the position in which he was employed.

(b) The application for such certification document was made to the issuing authority not later than 90 days after the date fixed by the governing board of the district for the commencement of his services.

SEC. 3. Section 2 of this act shall become operative at the same time as the Education Code as enacted by the Legislature at its 1959 Regular Session takes effect, at which time Section 13001.6 added to the Education Code by Section 1 of this act is repealed."

Amendment No. 3

On page 1, line 19, strike out "2", and insert "4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 193

Senate Bill No. 399

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 193

Senator Regan moved that Senate Bill No. 193 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 193—An act to amend Section 4500 of the Penal Code, relating to penalties for assaults by prison inmates.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 12, of the printed bill, after "parole", insert "for nine years".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 399

Senator Regan moved that Senate Bill No. 399 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 399—An act to amend Section 4501 of the Penal Code, relating to assaults by state prison inmates.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of," insert ", and to add Section 4501.5 to,".

Amendment No. 2

On page 1, line 4, strike out "with malice aforethought,".

Amendment No. 3

On page 1, line 5, after "another", insert "with a deadly weapon or instrument, or by any means of force likely to produce great bodily injury,".

Amendment No. 4

On page 1, after line 8, insert

"SEC. 2. Section 4501.5 is added to said code, to read:

4501.5. Every person undergoing a sentence of less than life in a state prison of this State who commits an assault upon the person of any individual who is not himself a prisoner shall be guilty of a felony and shall be imprisoned in the state prison not less than one year."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

RESOLUTIONS

The following resolutions were offered:

By Senator Fisher:

Senate Resolution No. 55

Relative to the recovery of Senator Kraft

WHEREAS, The members of the Senate were grieved to learn of the illness of Senator Fred H. Kraft, a former Member of the Senate for many years; and

WHEREAS, The Senator has been confined in the hospital, and is now greatly improved, and is progressing satisfactorily; now, therefore, be it

Resolved by the Senate of the State of California, That the members do express their happiness and gratitude that the Senator's condition is improving, and extend to him their wish for a speedy and complete recovery; and be it further

Resolved, That the Secretary of the Senate is directed to have a suitably prepared copy of this resolution transmitted to Senator Kraft.

Resolution read, and unanimously adopted on motion of Senator Fisher.

By Senator Richards:

Senate Resolution No. 56

Relative to the Conference on Legislative Action of the United Steelworkers of America

WHEREAS, The second Conference on Legislative Action sponsored by the California Legislative Education Committee of the United Steelworkers of America will be held in Sacramento the week of March 15th to 20th, 1959, with about 100 delegates selected from hundreds of legislative education committee members representing more than 75,000 steelworkers in this State to consider legislative issues and problems and processes; and

WHEREAS, This conference will also enable local union members to acquire a better understanding of legislation and the workings of the Legislature in California and acquaint themselves with the controversial issues before the 1959 Regular Session of the Legislature; and

WHEREAS, This conference is in keeping with the basic democratic philosophy of the principle of self-government and will offer to many of our citizens an opportunity to understand and participate in the legislative processes of their government and communicate directly with their elected representatives; and

WHEREAS, Such participation by all citizens at all levels of government is essential to the continual effectiveness of our democratic system; now, therefore, be it

Resolved by the Senate of the State of California, That its members hereby welcome the delegates to the Conference on Legislative Action sponsored by the California Legislative Education Committee of the United Steelworkers of America to their Capital City of Sacramento, and hope that while they are here they will highlight their stay by visiting the State Capitol and their elected representatives and present their views on the many issues now before the Legislature; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to Mr. David J. McDonald, President, Mr. I. W. Abel, Secretary-Treasurer, Mr. Howard R. Hague, Vice President, and Mr. Charles J. Smith, Director of District 38 of the United Steelworkers of America, whose special contributions and efforts have made this conference possible.

Resolution read, and unanimously adopted on motion of Senator Richards.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3.20 p.m., on motion of Senator Miller, further proceedings under the call of the Senate were dispensed with.

RECESS

At 3.21 p.m., on motion of Senator Farr, the Senate recessed for the purpose of introducing Mayor Dan Searle, of Monterey, to the Senate.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Farr, Grunsky, and Arnold as a Special Committee to escort Mayor Searle, Mr. Sal Cerrito, and Mr. Mike Marotta to the rostrum.

INTRODUCTION OF MAYOR SEARLE

Senator Farr introduced Mayor Searle to the Senate.

Mayor Searle extended an invitation to the Members of the Senate to be present at a cioppino feast in Governor's Hall, Thursday evening, March 19th.

REASSEMBLED

At 3.24 p.m., the Senate reconvened.

Senator James J. McBride, of the Thirty-third Senatorial District, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 468

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 468

Senator Regan, moved that Senate Bill No. 468 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 468—An act to add Section 16278 to the Education Code and to add Section 16864 to the Education Code as proposed by Senate Bill No. 2, relating to school buses.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 16278 to the Education Code and to add".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 18, inclusive, and insert "SECTION 1. Section 16864 is added to the Education Code as enacted by the Legislature at its 1959 Regular Session, to read:".

Amendment No. 4

On page 1, lines 20 and 21, strike out "the laboratories of the National Board of Fire Underwriters", and insert "a nationally recognized testing laboratory".

Amendment No. 5

On page 2, strike out lines 10 to 15, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 8

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7; committee vote: Ayes 7.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 194

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7; committee vote: Ayes 7.

THOMPSON, Chairman

Above reported bill ordered to second reading.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 383

Senator Arnold moved that Senate Bill No. 383 be withdrawn from Committee on Natural Resources for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 383—An act to amend Section 7705 of, and to repeal Sections 7701, 7702, 7703, 7704, 7720, 7721, and 7722 of the Public Resources Code, relating to state lands.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "any", insert "section or".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 384

Senator Arnold moved that Senate Bill No. 384 be withdrawn from Committee on Natural Resources for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 384—An act to amend Sections 6505.5 and 6509 of the Public Resources Code, relating to leases of public lands.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 10, of the printed bill, after "by", insert "registered".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 385

Senator Arnold moved that Senate Bill No. 385 be withdrawn from Committee on Natural Resources for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 385—An act to repeal Sections 7726, 7727, and 7728 of, and to amend Section 7729 of, the Public Resources Code, relating to state lands.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill strike out line 3 and insert

"SEC. 2. Section 7729 of said code is amended to read:

7729. Whenever a person becomes entitled to a patent, the commission, upon the surrender of the full-paid certificate of purchase or the submission of an affidavit by a person having an interest in the land or any portion thereof that the certificate of purchase is lost, destroyed or beyond the control of the owner or owners of the land, shall prepare a patent for the land. The patent shall be issued in the name of the original applicant. The commission shall send it to the Governor, together with a certificate that the laws in relation thereto have been complied with, that payment in full has been made, and that the person named in the prepared patent is entitled to it. The patent so issued shall inure to the benefit of the assigns, grantees, or successors in interest of said original applicant. The United States shall not be required to make payment for state land until the patent is delivered.

[If the certificate of purchase has been lost or destroyed, or is beyond the control of the owner of the land, the commission shall require the owner to furnish an affidavit as to the loss of the certificate of purchase or as to his inability to surrender it, together with such other documentary evidence of his ownership of the land as the commission may require. The commission may, upon finding the facts stated in such affidavit to be true, thereupon prepare the patent for issuance as above provided.]"

Amendment No. 2

On page 1, strike out lines 4 to 18, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 447—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 448—An act to amend Section 4750 of the Fish and Game Code, relating to bear.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 449—An act to amend Section 3081 and to repeal Sections 4761 and 4762 of the Fish and Game Code, relating to the possession of bear meat after the season.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 451—An act to amend Section 1059 of the Fish and Game Code, relating to licenses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 452—An act to amend Sections 3083, 3084, 3085 and 3086 of the Fish and Game Code, relating to bonded frozen food locker and cold storage plants, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 288—An act to amend Sections 206, 207, 208, 209, 210, and 217 of the Fish and Game Code, relating to the Fish and Game Commission.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 386—An act to amend Section 1657 of the Insurance Code, relating to the issuance of certificates of convenience.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 387—An act to amend Sections 1718 and 12977 of the Insurance Code, relating to penalty fees for late applications to renew production licenses.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 388—An act to amend Section 1775.5 of the Insurance Code, relating to taxes paid on gross premiums by surplus line brokers.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 390—An act to repeal Section 12970 of, to amend Sections 12973 and 12973.5 of, and to add Sections 12970 and 12970.1 to, the Insurance Code, relating to fees charged by the Insurance Commissioner.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 474—An act to amend Section 1061 of the Insurance Code, relating to the audit of proceedings in cases of insolvency and delinquency.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 282—An act to amend Section 766 and to repeal Section 767 of the Financial Code, relating to loans and investments by banks and trust companies.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 259—An act to amend Section 1226 of the Financial Code, relating to loan limits of commercial banks.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 436—An act to amend Sections 21200, 21201, and 21208 of the Financial Code, and Sections 343 and 11108 of the Penal Code, and to add Section 21208 to the Financial Code, relating to pawn-brokers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 230—An act to amend Sections 3370, 3371, and 3372 of the Financial Code, relating to loans by banks to officers, directors, or employees thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "if", and insert "; provided, that".

Amendment No. 2

On page 1, strike out lines 11 to 19 and insert "If the officer is a director or officer of such corporation or owns or controls directly or indirectly more than 10 percent of the stock of such corporation or if two or more directors or officers of the bank own or control more than 20 percent of the capital stock of such corporation.

(a) The loan is authorized or is confirmed within 40 days after the same is made by a majority of all of the directors of such bank and the affirmative vote of two-thirds of the directors of such bank present at the meeting authorizing or confirming such loan; and

(b) The loan is reported to the superintendent in the manner provided in Section 3374."

Amendment No. 3

On page 2, strike out lines 1 and 2.

Amendment No. 4

On page 2, line 18, following the word "own", insert "or control".

Amendment No. 5

On page 2, line 20, following the word "own", insert "or control".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 426—An act to amend Section 16111 of the Education Code, and Section 10652 of the Education Code as proposed by Senate Bill No. 2, relating to tuition fees for veterans' children.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 11, of the printed bill, strike out "20003", and insert "23053".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 496—An act to add Section 20258 to the Education Code, and Section 265 to the Education Code as proposed by Senate Bill No. 2, relating to teachers in state college laboratory demonstration elementary schools and in schools under the jurisdiction of the Department of Education.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

In line 5 of the title before the period insert ", declaring the urgency thereof to take effect immediately".

Amendment No. 3

On page 2, lines 3 and 4, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 4

On page 2, line 24, strike out "only", and strike out lines 25 to 27, inclusive, and insert "when the Education Code as enacted by the Legislature at its 1959 Regular Session takes effect;"

Amendment No. 5

On page 2, after line 29, insert

"SEC. 1. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order that the program for the exchange of teachers provided for in this act may begin operating during the 1959-1960 school year negotiations with teachers in foreign countries must be completed by June 1, 1959. Since these negotiations entail approvals and clearances with the State Department of the United States Government and with foreign governments it is necessary that the initial steps in the negotiations be taken immediately. It is therefore necessary that this act take effect immediately in order that the teacher exchange program provided for in this act may become effective for the 1959-1960 school year."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 92 An act to amend Section 5081.5 of the Education Code, and Section 19472 of the Education Code as proposed by Senate Bill No. 2, relating to changes in school districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 327—An act to add Section 1507 to the Education Code and Section 10810 to the Education Code, as proposed by Senate Bill No. 2, relating to education.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 265—An act to amend Section 1744 of the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 312—An act to repeal Section 6558 of the Welfare and Institutions Code, relating to appointment of employees by medical superintendent.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 357—An act to amend Section 1705.5 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 428—An act to amend Section 702 of the Military and Veterans Code, relating to salaries and expenses of the Division of Farm and Home Purchases, Department of Veterans Affairs.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 429—An act to amend Section 988.3, Military and Veterans Code, relating to advances of money to Department of Veterans Affairs by Department of Finance.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 431—An act to amend Section 16470 of the Government Code, relating to state funds.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 509—An act to add Section 6503.3 to the Welfare and Institutions Code, relating to the conveyance of property of the Agnews State Hospital.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 33—An act to add Article 5 (commencing with Section 12050) to Chapter 1, Part 2, Division 3, Title 2 of, the Government Code, relating to the protection of consumer interests.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "the Office of", and insert "a".

Amendment No. 2

On page 1, lines 7 and 8, strike out ". The Office of Consumer Counsel shall be administered by the Consumer Counsel", and insert a comma.

Amendment No. 3

On page 1, line 14, strike out "Office of".

Amendment No. 4

On page 1, line 15, strike out "he", and insert "the Governor".

Amendment No. 5

On page 2, strike out line 1, and in line 2 strike out "purchasers".

Amendment No. 6

On page 2, line 3, after "Governor", insert "and to the Legislature".

Amendment No. 6.5

On page 2, line 7, strike out "investigations and".

Amendment No. 7

On page 2, strike out lines 13 and 14, and insert
"(a) Appear before governmental commissions, departments, and agencies to represent and be heard in behalf of consumers' interests."

Amendment No. 8

On page 2, line 16, strike out "performance of such acts, the rendition of such"; strike out all of lines 17 and 18, and insert "obtaining of statistical surveys, printing, economic information, and such similar services as may be necessary and proper."

Amendment No. 9

On page 2, line 19, strike out "and things".

Amendment No. 10

On page 2, line 19, strike out "necessary and".

Amendment No. 11

On page 2, line 23, strike out "under all possible assistance to", and insert "co-operate with".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 356—An act to amend Section 2054 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill strike out "Section 2054", and insert "Sections 2054 and 2073".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 16, insert

"SEC. 2. Section 2073 of said code is amended to read:

2073. The bids shall set forth the purposes for which the property will be used, and this statement of purposes shall be embodied in every lease given by the board, with the condition that the property or lot shall be used for these purposes only. The board may reject any and all bids, and in no event shall a lease be made for a term exceeding [40] 60 years *unless otherwise permitted in this part.*"

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 512—An act to amend the heading of Article 5 (commencing at Section 2045) of Chapter 1, Title 1, Part 3 of the Penal Code, and to amend Section 2045.1 of said code, relating to the state prison at Soledad.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 6, of the printed bill, before "Correctional", insert "Article 5."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 442—An act to amend Section 47 of Chapter 1073 of the Statutes of 1957, relating to the Public School System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In the title of the printed bill strike out line 1 and insert "An act to amend Section 13842 of the Education Code, and to repeal Section 13842 of said code as amended by Chapter 1635 of the Statutes of 1953, and to repeal Section 13525 of, and to amend and renumber Section 13525.1 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the compensation of personnel employed in the public schools, declaring the urgency thereof, to take effect immediately."

Amendment No. 2

Strike out line 2 of the title.

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. Section 13842 of the Education Code is amended to read:

13842. The governing board of each school district shall pay to each person employed in a day school of the district for full time in a position requiring certification qualifications and serving under other than an emergency or provisional credential an annual salary of not less than four thousand two hundred dollars (\$4,200).

The governing board of each school district shall pay to each person employed for less than full time in a position requiring certification qualifications and serving under other than an emergency or provisional credential an annual salary of not less than an amount which bears the same ratio to four thousand two hundred dollars (\$4,200) as the time required of the person bears to the time required of a person employed full time.

"Full time" means not less than the minimum school day for each day the schools of the district are maintained during the school year.

The provisions of this section shall not be construed as applying to substitute employees of a school district.

Notwithstanding the provisions of Section 47 of Chapter 1073 of the Statutes of 1957, the provisions of this section shall remain in effect on and after July 1, 1959.

SEC. 2. Section 13842 of said code, as amended by Chapter 1635 of the Statutes of 1953, is repealed.

SEC. 3. Section 13525 of the Education Code as enacted by the Legislature at its 1959 Regular Session is repealed.

SEC. 4. Section 13525.1 of said code is amended and renumbered to read:

[13525.1.] 13525. The governing board of each school district shall pay to each person employed in a day school of the district for full time in a position requiring certification qualifications and serving under other than an emergency or provisional credential an annual salary of not less than four thousand two hundred dollars (\$4,200).

The governing board of each school district shall pay to each person employed for less than full time in a position requiring certification qualifications and serving under other than an emergency or provisional credential an annual salary of not less than an amount which bears the same ratio to four thousand two hundred dollars (\$4,200) as the time required of the person bears to the time required of a person employed full time.

"Full time" means not less than the minimum school day for each day the schools of the district are maintained during the school year.

The provisions of this section shall not be construed as applying to substitute employees of a school district.

[This section shall remain in effect until July 1, 1959.]

SEC. 5. Sections 3 and 4 of this code shall become operative at the same time as the Education Code as enacted by the Legislature at its 1959 Regular Session takes effect; at which time Section 13842 of the Education Code, as amended by Section 1 of this act is repealed.

SEC. 6. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

In order to assure that the children of this State will receive the adequate education necessary to become good citizens, it is necessary that competent qualified persons be encouraged to enter into the teaching profession. In view of the present shortage of teachers and the rapid increase in the number of school-age children in this State, it is imperative that the conservative minimum salary prescribed for certificated personnel by Section 13842 of the Education Code, as amended by Chapter 1073 of the Statutes of 1957, be continued beyond the terminal date fixed by that act."

Amendment No. 4

On page 1, strike out lines 2 to 11, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 551—An act to amend Sections 74502, 74503, 74504 and 74504.5 of the Government Code, relating to the municipal court in the City and County of San Francisco.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 13 and 14, of the printed bill, strike out "one thousand three hundred seventy dollar (\$1,370) monthly or".

Amendment No. 2

On page 1, line 16, strike out " , whichever shall be greater".

Amendment No. 3

On page 2, lines 16 and 17, strike out "nine hundred twenty-five dollars (\$925) monthly", and insert "nine hundred ten dollars (\$910) monthly".

Amendment No. 4

On page 2, lines 27 and 28, strike out "seven hundred seventy-five dollars (\$775)", and insert "seven hundred eighty dollars (\$780)".

Amendment No. 5

On page 2, lines 29 and 30, strike out "eight hundred ten dollars (\$810)", and insert "eight hundred fifteen dollars (\$815)".

Amendment No. 6

On page 2, line 33 and 34, strike out "eight hundred thirty-five dollars (\$835)", and insert "eight hundred forty-five dollars (\$845)".

Amendment No. 7

On page 2, line 45, strike out "six hundred sixty-five dollars (\$665)", and insert "six hundred seventy dollars (\$670)".

Amendment No. 8

On page 2, line 47, strike out "six hundred ninety-five dollars (\$695)", and insert "seven hundred dollars (\$700)".

Amendment No. 9

On page 2, line 51, strike out "seven hundred twenty dollars (\$720)", and insert "seven hundred thirty dollars (\$730)".

Amendment No. 10

On page 3, lines 13 and 14, strike out "five hundred eighty dollars (\$580)", and insert "five hundred eighty-five dollars (\$585)".

Amendment No. 11

On page 3, line 16, strike out "six hundred five dollars (\$605)", and insert "six hundred ten dollars (\$610)".

Amendment No. 12

On page 3, lines 19 and 20, strike out "six hundred thirty-five dollars (\$635)", and insert "six hundred forty dollars (\$640)".

Amendment No. 13

On page 3, lines 24 and 25, strike out "four hundred ninety-five dollars (\$495)", and insert "five hundred dollars (\$500)".

Amendment No. 14

On page 3, lines 26 and 27, strike out "five hundred twenty dollars (\$520)", and insert "five hundred twenty-five dollars (\$525)".

Amendment No. 15

On page 3, lines 30 and 31, strike out "five hundred forty-five dollars (\$545)", and insert "five hundred fifty dollars (\$550)".

Amendment No. 16

On page 3, lines 35 and 36, strike out "four hundred sixty dollars (\$460)", and insert "four hundred sixty-five dollars (\$465)".

Amendment No. 17

On page 3, lines 37 and 38, strike out "four hundred seventy-five dollars (\$475)", and insert "four hundred eighty dollars (\$480)".

Amendment No. 18

On page 3, lines 41 and 42, strike out "four hundred eighty-five dollars (\$485)", and insert "four hundred ninety dollars (\$490)".

Amendment No. 19

On page 3, lines 46 and 47, strike out "four hundred twenty-five dollars (\$425)", and insert "four hundred thirty dollars (\$430)".

Amendment No. 20

On page 3, line 49, strike out "four hundred forty dollars (\$440)", and insert "four hundred forty-five dollars (\$445)".

Amendment No. 21

On page 4, lines 1 and 2, strike out "four hundred fifty-five dollars (\$455)", and insert "four hundred sixty dollars (\$460)".

Amendment No. 22

On page 4, lines 7, strike out "three hundred seventy-five dollars (\$375)", and insert "three hundred eighty dollars (\$380)".

Amendment No. 23

On page 4, line 13, strike out "four hundred twenty dollars (\$420)", and insert "four hundred twenty-five dollars (\$425)".

Amendment No. 24

On page 4, lines 17 and 18, strike out "three hundred forty-five dollars (\$345)", and insert "three hundred fifty dollars (\$350)".

Amendment No. 25

On page 4, lines 19 and 20, strike out "three hundred seventy-five dollars (\$375)", and insert "three hundred eighty dollars (\$380)".

Amendment No. 26

On page 4, lines 23 and 24, strike out "four hundred five dollars (\$405)", and insert "four hundred ten dollars (\$410)".

Amendment No. 27

On page 4, line 31, strike out "two and one-half ($2\frac{1}{2}$)", and insert "four (4)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 240—An act to add Section 4764.1 to the Health and Safety Code, relating to county sanitation districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 8, of the printed bill as amended in Senate March 2, 1959, after "notes", insert "in an amount not to exceed seven hundred fifty thousand dollars (\$750,000)".

Amendment No. 2

On page 1, between lines 18 and 19, insert "The district shall publish an advertisement for bids on the promissory notes in a newspaper of general circulation within the district or, if no newspaper of general circulation is printed within the district, in a newspaper of general circulation within the county in which the district is located one week prior to the date of sale."

Amendment No. 3

On page 1, line 19, strike out "1961", and insert "1960".

Amendment No. 4

On page 1, line 23, strike out "1961", and insert "1960".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 341—An act to add Sections 35909, 35910 and 35911 to the Water Code, relating to California water districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 934—An act to validate the organization and acts of junior college districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 290—An act to add Section 5011 to the Elections Code, relating to misrepresentation in election campaigns.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly February 27, 1959, after the second "name", insert ", or any variation upon the name,".

Amendment No. 2

On page 1, lines 12 and 13, of the printed bill, as amended in Assembly February 27, 1959, strike out "other official party organization", and insert "state central committee".

Amendment No. 3

On page 2, lines 1 and 2, strike out "official party organization", and insert "state central committee".

Amendment No. 4

On page 2, lines 5 and 6, strike out "or organization".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 305—An act to amend Section 10505 of the Insurance Code, relating to insurance.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 73—An act to amend Sections 9084.5 and 9087 of the Insurance Code, relating to limitations on the risks to be insured against by insurance policies issued by fraternal fire insurers.

Bill read second time, and ordered to third reading.

Assembly Bill No. 2—An act to amend Section 2571 of the Education Code and Section 1851 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 217—An act to amend Sections 55101, 55801 and 55966 of the Water Code, relating to county waterworks districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, in line 4, after "territory", insert "within the same county".

Amendment No. 2

On page 1, line 12, after "Territory", insert "within the same county but".

Amendment No. 3

On page 1, line 22, after "consolidation", insert "of two or more districts within the same county".

Amendment No. 4

On page 2, line 1, strike out "finds", and insert "determines".

Amendment No. 5

On page 2, lines 7 and 8, strike out "not be detrimental", and insert "be beneficial".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 323—An act to amend Section 5 of the Fresno Metropolitan Flood Control District Act (Chapter 503, Statutes of 1955), relating to the governing board of the district.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 370—An act to repeal Section 25082 of the Government Code, relating to meetings of boards of supervisors.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 451—An act to amend Section 19302 of the Education Code, and to amend Section 17101 of the Education Code as proposed by Senate Bill No. 2, relating to charges against school district funds.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 452—An act to amend Section 5901 of the Education Code and Section 21301 of the Education Code as proposed by Senate Bill No. 2, relating to school district funds.

Bill read second time, and ordered to Consent Calendar.

REQUEST FOR UNANIMOUS CONSENT

Senator Grunsky asked for, and was granted, unanimous consent to take up Senate Bill No. 934, at this time, for consideration.

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Grunsky:

Resolved, That Senate Bill No. 934 presents a case of urgency, as that term is used in Article IV, Section 15, of the Constitution, and the provision of that section requiring that the bill be read on three several days in each house is hereby dispensed with, and it is ordered that said bill be read the third time, considered engrossed, and placed upon its passage.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Williams—31.

NOES—None.

Article IV, Section 15, of the Constitution was declared suspended.

CONSIDERATION OF SENATE BILL NO. 934

Senate Bill No. 934—An act to validate the organization and acts of junior college districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 137—An act to amend Sections 375.1, 377.1, and 377.6 of the Agricultural Code, relating to poultry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 349—An act to add Division 5, comprising Sections 30000 through 30010, to Title 4 of the Corporations Code, relating to fiduciary security transfers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 505—An act to amend Sections 525.2 and 550.1 of the Vehicle Code, and to amend Sections 21460 and 21803 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to highway signs and markings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 54

Relative to the restoration of "Columbia Gazette" printshop

WHEREAS, In the year 1945, the Legislature passed and the Governor signed into law a bill creating a state park in Columbia, California, which was named and designated as the Columbia Historic State Park; and

WHEREAS, The ultimate purpose of the creation of the state park in Columbia was to restore all of the buildings in the community so that future generations would be able to visit and see a California Gold Rush town as it was when the Argonauts were working the creeks and diggings; and

WHEREAS, There is within Columbia Historic State Park a small frame structure that once housed the "Columbia Gazette," one of the earliest of California's newspapers; and

WHEREAS, The "Columbia Gazette" building stands as a symbol of early journalistic enterprise, of the development of the free press in California and of a newspaper which was edited and published for a rough-and-tumble community of miners, who, while seeking gold, likewise sought truth, knowledge and news of contemporary events; and

WHEREAS, The California Newspaper Publishers Association now proposes to reconstruct that historic small frame structure to create a pioneer print shop, complete with early presses and other printing equipment; and

WHEREAS, The Governor of this great State has indicated his enthusiastic support of this worthwhile project; and

WHEREAS, The proposed restoration of the "Columbia Gazette" building will provide a permanent monument and shrine to journalism, to the development of a free press in the State of California and to the memory and accomplishments of those intrepid early-day California newspapermen; and it will provide an opportunity for California citizens, now and in the years to come, to observe in perfect detail and realism a typical pioneer print shop of the Gold Rush period; now, therefore be it

Resolved by the Senate of the State of California, That this House approves and commends the project of the California Newspaper Publishers Association to restore the "Columbia Gazette" building and extends to that public-spirited group its best wishes for the early and successful completion of the project; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mr. Bert J. Abraham, President of the California Newspaper Publishers Association, and to Mr. Donald I. Segerstrom, chairman of the restoration committee.

Resolution read, and unanimously adopted on motion of Senator Teale.

Senate Joint Resolution No. 12—Relative to co-operation between federal and local agencies.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 501—An act to amend Sections 321 and 323 of the Agricultural Code, relating to foreign cold storage meat.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtcer, McBride, Montgomery, Murdy, O'Sullivan, Rodda, Shaw, and Williams—25.
NOES—Senators Farr, Regan, Richards, Stiern, and Teale—5.

Motion to Reconsider

Senator Miller moved to reconsider the vote whereby Assembly Bill No. 501 was passed.

The roll was called, and Assembly Bill No. 501 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Motion to Re-refer Assembly Bill No. 501

Senator Byrne moved that Assembly Bill No. 501 be re-referred to Committee on Agriculture.

Motion carried.

Assembly Bill No. 584—An act to amend Section 263.2 of, and to add Sections 260.25 and 260.85 to, the Agricultural Code, relating to bovine brucellosis.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—Senator Shaw—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 111—An act to amend Sections 5931 and 7842 of the Elections Code, relating to absentee voter ballots.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 174—An act to add Section 2351 to the Agricultural Code, relating to deposit of funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dillworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 400—An act to add Section 5132 to the Agricultural Code, relating to the investment of moneys collected pursuant to the California Beef Council Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dillworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 105—An act to amend Section 21880 of, and to add Sections 21822, and 21880.5 to, the Business and Professions Code, relating to brake fluid.

Objection Raised

Senator Cobey objected to Senate Bill No. 105 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 105 to the second reading file.

Senate Bill No. 280—An act to amend Section 1219.5 of the Agricultural Code, to amend Section 6062 of the Harbors and Navigation Code, to amend Sections 5740.19 and 5790.26 of the Health and Safety Code, and to amend Section 2354.1 of the Welfare and Institutions Code, relating to the keeping of business records by public accountants.

Objection Raised

Senator Cobey objected to Senate Bill No. 280 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 280 to the second reading file.

RESOLUTIONS

The following resolution was offered:

By Senator McAteer:

Senate Resolution No. 57

Relative to Senate Resolution No. 36

Resolved, That the Secretary of the Senate be and he is hereby directed to have copies of Senate Resolution No. 36 appropriately prepared and present the same to the Honorable Edmund G. Brown, Governor of this State, and the Honorable George Christopher, Mayor of the City and County of San Francisco, and Mr. Robert B. Murray, Jr., Executive Vice President of Pan American World Airways.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 971: By Senator Teale—An act to amend Section 1352 of the Labor Code, relating to hours of employment of women and minors.

Referred to Committee on Labor.

Senate Concurrent Resolution No. 43: By Senator Richards—Relative to state employee parking facilities.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 44: By Senator Teale—Relative to amending the Joint Rules of the Senate and Assembly.

Referred to Committee on Rules.

ADJOURNMENT

At 4.30 p.m., on motion of Senator Brown, the President declared the Senate adjourned until 9.30 a.m., Friday, March 13, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-THIRD LEGISLATIVE DAY

FIFTIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, March 13, 1959

The Senate met at 9.30 a.m.

Hon. James J. McBride of the Thirty-third Senatorial District, senior Member of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—33.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

"God of grace and God of glory, On Thy people pour Thy power"; power to overcome evil with good; power to do what is right because it is right, for "Right is right, since God is God; And right the day must win—To doubt would be disloyalty. To falter would be sin." Grant us also the power that comes from honest seeking of truth and following it wherever it may lead, that we may have Thy blessing upon the work of our hands. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Dilworth, on motion of Senator Williams, due to legislative business.

Senator Teale, on motion of Senator Farr, due to legislative business.

Senator Burns, on motion of Senator Brown, due to legislative business.

Senator Short, on motion of Senator Slattery, due to legislative business.

Senator Fisher, on motion of Senator Beard, due to legislative business.

Senator Shaw, on motion of Senator Stiern, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. George Smith and their daughters, Gail and Karen, of Los Angeles.

On request of Senators Stiern and O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John King of Bakersfield.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Clyde E. Asbury of Strathmore, and Miss Kathryn Bailey of Visalia.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Norris Poulson of the City of Los Angeles.

On request of Senators McBride and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Daniel H. Langpaap and Mrs. Margaret Bettencourt, adult leaders, and the following members of Fort Washington-Lincoln Union School, Fresno: Frank Amparano, Ronnie Bennett, Glen Bryant, Annette Carmack, Glenda Carmack, Bert Gigiuere, Phyllis Imperatrice, Sam Karian, Queenie Karian, Ronnie Kelly, Arthur Lewis, Donald Lewis, Yvonne Mesple, Carla Muller, Eva Seely, Barbara Silva, and Linda Ward.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harvey Williams, Mrs. Howard Nevill, and Mr. Brooks Coleman, adults, and the following students of the Lillian Larsen School, San Miguel: Donna Alexander, Jane Arbough, Nathan Blunt, Coileen Bobbitt, Eileen Bobbitt, Martha Brewen, Anna Carl, Matilda Cisneros, Tony Dake, Bob Foreman, Louise Havenstrite, Lucille Havenstrite, George Hensley, Gene Hansley, Roy Ingram, JoAnn Joy, Monica Littlefield, David Maxwell, Merle Nordeen, Wayne Williams, William Witeosky, Garwood Zerkle, Harold Young, and John Jones.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert H. Armstrong, director, Mr. and Mrs. Burton Speer, Mrs. Earline Johnson, Mrs. Laverne Edson, Mrs. Jeanne McClure, Mrs. Claire Gustafson, Mrs. Melba Sundfors, and Mr. Forrest Waters, chaperones, and the following members of the Eureka Junior High School Band: Susan Arnold, Sherri Beauchamp, Marean Brown, Charles Bones, Roger Bowers, Ned Bowman, Tom Carson, Larry Cobb, Derry Cook, Gary Cook, Curt Davidson, Dale Davis, Merry Davis, Tim Dinsmore, Joel Edson, Clyde Ferguson, Mark Gaedicke, Mike Giacone, Judy Goodwin, David Gustafson, Mike Gustafson, Susan Gustafson, Gordon Hayes, Fred Hilger, Pamela Johnson, Robert Johnson, James Lowe, Carmen McBride, Jim McClure, Sharon McIntosh, Mark Melendy, Kenneth Miles, Ruth Morehouse, Diane Mulvaney, Linda Moore, Audrey Northrup, Tom Northrup, Don Oberdorf, Teddy Peacock, Karen Pectol, Karen Persson, Janet Peugh, Bill Pinches, Rickey Rice, Linley Richey, Myrna Ridgeway, Oleta Rossiter, Anne Scott, Pam Shively, Robert Speer, Robert Spinaz, Jim Sundfors, Rachelle Smith, Linda Sweet, Lynn Teach, Randy Teach, Carla Torgerson, Dea Waters, Kae Waters,

Noel Weidkamp, Ted West, David Westbrook, Gary Wolfe, and Dianne Worthington.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Bobb Gowan, adults, and the following students of the Vina Elementary School, Vina: Cathy Azce, Jerry Ayala, Bruce Berry, Sue Brown, Kenneth Northup, and Robert Webb.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. James W. Short of Turlock.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Helen Jones, Mrs. Jennie Sylbester, and Mr. and Mrs. Ernest Silva, adults, and the following students of the Volta Elementary School, Volta: Theresa Cardoza, Grady Climer, Linda Cotta, Sandra Cotta, Monte James, Michael Lara, Ronald McCall, Kenneth Sadler, Bobby Silva, Jo Ann Sylvester, Kathy Trujillo, Loey Young, and Verna Young.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 92	Senate Bill No. 390
Senate Bill No. 259	Senate Bill No. 428
Senate Bill No. 265	Senate Bill No. 429
Senate Bill No. 282	Senate Bill No. 431
Senate Bill No. 288	Senate Bill No. 436
Senate Bill No. 312	Senate Bill No. 447
Senate Bill No. 327	Senate Bill No. 448
Senate Bill No. 341	Senate Bill No. 449
Senate Bill No. 357	Senate Bill No. 451
Senate Bill No. 386	Senate Bill No. 452
Senate Bill No. 387	Senate Bill No. 474
Senate Bill No. 388	Senate Bill No. 509

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 934

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 356
Senate Bill No. 496
Senate Bill No. 512

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 240
Senate Bill No. 442

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 230

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:
Senate Bill No. 551
And reports the same correctly engrossed.

BURNS, Chairman

Committee on Judiciary

SENATE CHAMBER, March 12, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:
Senate Bill No. 290
Senate Bill No. 346
Senate Bill No. 424
Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 13, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:
Senate Concurrent Resolution No. 41
Assembly Joint Resolution No. 12
Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

McCARTHY, Vice Chairman

Above reported resolutions ordered to third reading.

SENATE CHAMBER, SACRAMENTO, March 13, 1959

MR. PRESIDENT: The Committee on Rules, to which a message from the Governor was referred appointing:

JOHN M. WEDEMAYER, Director of Social Welfare, vice George K. Wyman, resigned, for the term prescribed by law, ending at the pleasure of the Governor;
Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointment of the Governor be confirmed.

McCARTHY, Vice Chairman

The above reported appointment by the Governor, to be confirmed by the Senate, was ordered printed in the Journal upon request of Senator McCarthy.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Johnson moved that Senate Bill No. 177 be taken from the inactive file and placed on the second reading file.

Motion carried.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 43

Senator Cobey moved that Senate Bill No. 43 be withdrawn from Committee on Governmental Efficiency for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 43—An act to add Chapter 5.5 (commencing with Section 13480) to Part 3, Division 3, Title 2 of the Government Code, and to amend Section 11555 of said code, relating to the establishment of an economic development agency in the Department of Finance.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 9 to 21, inclusive, and strike out pages 2 and 3, and on page 4, strike out lines 1 and 2, and insert

"13480. It is hereby declared to be the finding of the Legislature that the maintenance of the economic well-being of the State of California requires affirmative action to ensure the orderly growth of the State's industry, commerce and agriculture. This finding is based on the demonstrated need to (a) maintain the balance between job opportunities and the labor force; (b) expand through economic development the tax base necessary to support essential governmental services; (c) maintain high standards of personal and business income; and (d) reduce the burden of unemployment relief on state and local governments. It is the intent of the Legislature that the Economic Development Agency created by this act shall provide the leadership and co-ordination of public and private effort necessary to the full realization of the economic potential of the State. The Economic Development Agency shall ordinarily supplement the work of existing agencies, but it may initiate action on its own behalf when the problems posed are not, in the agency's judgment, being adequately solved elsewhere.

13481. Whenever used in this chapter:

(a) "Department" means the Department of Finance.

(b) "Agency" means the Economic Development Agency in the Department of Finance.

(c) "Commissioner" means the Commissioner of the Economic Development Agency.

Article 2. Administration

13490. There is in the Department of Finance an Economic Development Agency. The head of the agency shall be the Commissioner of the Economic Development Agency, who shall be appointed by the Governor and hold office at the pleasure of the Governor. The annual salary of the commissioner is provided for by Chapter 6 (commencing at Section 11550) of Part 1 of Division 3 of Title 2 of this code.

13491. The operations of the commissioner are subject to the same fiscal controls and audits by the Director of Finance as other subdivisions of the Department of Finance. The Director of Finance shall furnish the personnel, equipment, supplies, housing and housekeeping services necessary to the operations of the commissioner.

13492. The commissioner shall serve as the Governor's principal staff adviser on economic development. The commissioner shall be an ex officio member of the Governor's Business Advisory Council.

13493. One or more technical advisory committees may be created by the Governor to advise the commissioner in carrying out his functions under this chapter. The members of such committees shall be appointed by the Governor upon the nomination of the commissioner. In no event shall the total membership of all of such committees exceed 20 members. The members of such committees, to the extent possible, shall be selected on the basis of their knowledge, ability, and interest in the field of industrial and economic development. Such committees shall act in an advisory capacity only and shall have no administrative authority or responsibility. The committee members shall serve without compensation but shall be reimbursed for their actual and necessary travel expenses in attending committee meetings.

13494. The commissioner may contract with other state or private agencies, firms, or individuals for the performance of technical or specialized work.

Article 3. General Powers of Agency

13498. The Economic Development Agency is authorized to perform the following functions and activities:

(a) Gather, analyze, and correlate pertinent information as developed by other governmental and private agencies, and publish and disseminate statistics useful to industry, commerce, and agriculture.

(b) Sponsor or conduct studies of factors affecting the development, growth or decline of economic activity in California. Special attention shall be given to those businesses which are suitable for expansion, to those factors which hinder expansion, and to the causes of business failures.

(c) Promote and encourage the location and development of new business in the State as well as the maintenance and expansion of existing businesses, and for those purposes co-operate with public and private entities and others both within and outside the State.

(d) Develop and conduct a positive program of promotion and solicitation designed to supplement and improve local efforts to bring industry, commerce and agriculture to California and to aid in the expansion of existing businesses, through such steps as

(i) Sponsoring or conducting studies of the economic potentials of specific areas, and developing standard techniques and formats for such studies by local organizations.

(ii) Advising local communities in identifying and overcoming their handicaps to economic development, and in realizing full advantage of local resources through various self-help measures.

(e) Aid business concerns in their relationships with appropriate federal agencies such as procurement and lending agencies and the Small Business Administration.

(f) Compile periodically a census of business and industry in the State in co-operation with other agencies.

(g) Prepare and submit to the Governor and the Legislature reports of the activities of the agency and recommendations for such executive or legislative action as may be necessary to improve the business climate of the State."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, March 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 597

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 597

Senator Farr moved that Senate Bill No. 597 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 597—An act to amend the heading of Title 7 of, to add Chapter 1.5 (commencing at Section 65011.1) to, Title 7 of, to repeal Section 65004 and to repeal Articles 1.5 and 2 of Chapter 1 of Title 7 of, and to repeal Sections 65060 and 65061, and to amend Sections 65000 and 65062 of the Government Code, relating to state, regional and local planning, establishing the Office of State Planning and Conservation in the Department of Finance, providing for and assigning powers and duties to said office, creating a policy-making council and an advisory committee for said office.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, strike out lines 27 to 52, inclusive.

Amendment No. 2

On page 3, strike out lines 1 to 9, inclusive.

Amendment No. 3

On page 3, line 10, strike out "65012.3", and insert "65012.1".

Amendment No. 4

On page 3, line 10, strike out "further".

Amendment No. 5

On page 3, line 13, after "Governor", insert a comma, strike out "and", and insert "functioning through".

Amendment No. 6

On page 3, line 14, after "Legislature", insert a semi-colon.

Amendment No. 7

On page 3, line 15, after "comprehensive", insert "physical".

Amendment No. 8

On page 3, line 16, strike out "physical".

Amendment No. 9

On page 3, line 26, after "other", insert "physical".

Amendment No. 10

On page 3, line 41, after "long-range", insert a comma and strike out "and".

Amendment No. 11

On page 3, line 42, strike out "voluntary".

Amendment No. 12

On page 3, line 43, strike out "and agreement".

Amendment No. 13

On page 3, lines 43 and 44, strike out "and, where possible," and insert "and".

Amendment No. 14

On page 3, line 47, strike out "development", and insert "preparation".

Amendment No. 15

On page 3, line 48, strike out "related".

Amendment No. 16

On page 4, strike out line 1, and insert "and emerging developmental problems."

Amendment No. 17

On page 4, strike out lines 2 to 11, inclusive.

Amendment No. 18

On page 4, line 24, strike out "Committee", and insert "Council".

Amendment No. 19

On page 4, line 44, strike out "As prescribed by", and insert "Under the direction of".

Amendment No. 20

On page 5, strike out line 6 and insert "(a) In co-operation with regional and local agencies, review".

Amendment No. 21

On page 5, line 7, strike out "shall have access, to".

Amendment No. 22

On page 5, line 8, after "planning", insert a period, and strike out "in the possession of regional or local agencies".

Amendment No. 23

On page 5, strike out line 9.

Amendment No. 24

On page 5, line 28, after "long-range", insert a comma, and strike out the last "and".

Amendment No. 25

On page 5, line 33, after "co-ordinated", insert "physical".

Amendment No. 26

On page 5, line 42, strike out the second "the", and insert "state".

Amendment No. 27

On page 5, line 43, strike out "recommendations of the office in regard to the", and insert "regarding the State's".

Amendment No. 28

On page 5, line 44, strike out "and harmonize".

Amendment No. 29

On page 5, line 45, strike out "voluntary".

Amendment No. 30

On page 5, line 46, strike out "plans,".

Amendment No. 31

On page 6, line 1, strike out "and unified".

Amendment No. 32

On page 6, line 3, strike out "of the", and insert "including".

Amendment No. 33

On page 6, line 3, after "fact", insert "and delineating physical growth and development".

Amendment No. 34

On page 6, line 5, strike out "objectives, principles and", and insert "objectives and principles".

Amendment No. 35

On page 6, line 6, strike out "standards".

Amendment No. 36

On page 6, lines 11 and 12, strike out "economic and population".

Amendment No. 37

On page 6, lines 23 and 24, strike out ", as distinguished from purely local,".

Amendment No. 38

On page 6, strike out lines 29 to 31, inclusive.

Amendment No. 39

On page 6, line 33, strike out the last comma.

Amendment No. 40

On page 6, line 34, strike out "or any combination thereof,".

Amendment No. 41

On page 6, lines 35 and 36, strike out ", by voluntary discussion and agreement,".

Amendment No. 42

On page 6, line 36, after "Plan", insert "by discussion and agreement".

Amendment No. 43

On page 6, line 41, strike out "and suport", and insert "in".

Amendment No. 44

On page 6, line 43, strike out "extension and correlation of state", and insert "correlation of project".

Amendment No. 45

On page 6, line 45, strike out "extension and".

Amendment No. 46

On page 6, line 45, after "their", insert "long-range".

Amendment No. 47

On page 6, lines 47 and 48, strike out "and any revisions that may be made thereafter".

Amendment No. 48

On page 6, lines 50 and 51, strike out "and any revisions thereof".

Amendment No. 49

On page 7, line 3, after "shall", insert "review and, upon his approval, shall".

Amendment No. 50

On page 7, line 8, strike out "Thereafter, the", and insert "The Legislature may, by appropriate resolution, adopt the plan in principle. The".

Amendment No. 51

On page 7, line 9, strike out "and any revisions thereof".

Amendment No. 52

On page 7, line 13, strike out "every local jurisdiction", and insert "each county and city".

Amendment No. 53

On page 7, line 15, insert "65015.9. Prior to the convening of each General Session of the Legislature there shall be prepared a report on the State Development Plan, which report shall be printed as a public document and shall be prepared, printed, and transmitted to the Governor and the Legislature in the manner provided in this article. The report shall describe the current status of the plan together with revisions and extensions thereof."

Amendment No. 54

On page 7, line 21, strike out ", including improvements or projects under-", and insert "of statewide concern."

Amendment No. 55

On page 7, strike out lines 22 and 23.

Amendment No. 56

On page 7, line 25, strike out the last "state".

Amendment No. 57

On page 7, line 30, strike out "planning insofar as", and insert "long-range planning."

Amendment No. 58

On page 7, strike out lines 31 to 35, inclusive.

Amendment No. 59

On page 7, line 37, strike out "an obvious", and insert "a".

Amendment No. 60

On page 7, line 38, strike out "planned", and insert "proposed".

Amendment No. 61

On page 7, line 38, after "projects", insert a colon.

Amendment No. 61.5

On page 7, line 38, after "agencies", strike out the comma and insert a semi-colon.

Amendment No. 62

On page 7, line 39, strike out the comma and "or", and insert a semi-colon.

Amendment No. 63

On page 7, line 40, after the first "agencies", strike out the comma and insert "; or between any public agency and the State Development Plan:".

Amendment No. 64

On page 7, line 45, after "any", insert "federal or".

Amendment No. 65

On page 7, line 46, strike out "state", and insert "public works".

Amendment No. 66

On page 7, line 48, strike out "state", and insert "such public works".

Amendment No. 67

On page 7, line 48, after "and", insert "long-range".

Amendment No. 68

On page 7, line 49, after "planning", insert a period, and strike out "insofar as may be practical by".

Amendment No. 69

On page 7, strike out lines 50 and 51.

Amendment No. 70

On page 8, line 26, strike out "(1)", and insert "(a)".

Amendment No. 71

On page 8, strike out lines 44 to 46, inclusive.

Amendment No. 72

On page 8, line 47, strike out "(e)", and insert "(b)".

Amendment No. 73

On page 9, line 2, strike out "grants or gifts", and insert "or state grants or private gifts".

Amendment No. 74

On page 9, line 42, strike out "local jurisdiction", and insert "county and city".

Amendment No. 75

On page 10, after line 28, insert
"§12 Two members of the Local Planning Advisory Committee as selected by the committee."

Amendment No. 76

On page 10, line 36, strike out "committee", and insert "chairman".

Amendment No. 77

On page 10, line 48, strike out "in the Department of Finance".

Amendment No. 78

On page 11, line 1, strike out "facilitate, and to".

Amendment No. 79

On page 11, line 1, after "liaison," insert "as hereinafter set forth,".

Amendment No. 80

On page 11, line 2, strike out the comma.

Amendment No. 81

On page 11, strike out line 12, and insert "with conflicts in proposed public works, as provided for by Section 65016.3, when dis-".

Amendment No. 82

On page 11, strike out lines 28 to 34, inclusive.

Amendment No. 83

On page 11, lines 40 and 41, strike out "resources development to meet jointly with", and insert "the development of physical resources to attend meetings of".

Amendment No. 84

On page 11, line 41, after "Council", insert a period.

Amendment No. 85

On page 11, strike out lines 42 to 52, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 22—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 22?

Amendment No. 1

On page 1 of the printed bill, as amended on February 17, 1959, between lines 22 and 23, insert "County water agencies".

Amendment No. 2

On page 3, between lines 11 and 12, insert "water authorities".

Amendment No. 3

On page 4, between lines 38 and 39, insert

"(d) This act shall not operate to confirm, validate, or legalize a contract between any district and the United States."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 22 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, and Williams—30.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 23—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 23?

Amendment No. 1

On page 1 of the printed bill, as amended on February 17, 1959, between lines 22 and 23, insert "County water agencies".

Amendment No. 2

On page 3, between lines 10 and 11, insert "Water authorities".

Amendment No. 3

On page 4, between lines 36 and 37, insert

"(d) This act shall not operate to confirm, validate, or legalize a contract between any district and the United States."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 23 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 358—An act to add Section 2078 to the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 3, of the printed bill, after "property", insert ", within the City and County of San Francisco,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 475—An act to amend Section 3000 of, and to add Section 3000.5 to, the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 17, of the printed bill, after "profits", insert ", when leased to private persons or agencies,".

Amendment No. 2

On page 1, line 19, after "navigation," insert "The authority shall not operate any facilities developed pursuant to this subdivision, but shall lease such facilities to private persons or agencies."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 143—An act to add Section 856 to the Fish and Game Code, and to amend Section 817 of the Penal Code, relating to members of the Wildlife Protection Branch of the Department of Fish and Game.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, strike out lines 12 and 13, of the printed bill, as amended in Senate March 4, 1959, and insert "Veterans Code."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 215—An act to amend Sections 6075 and 6077 of the Harbors and Navigation Code, relating to harbor districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out line 11, and insert "without the consent of each district, port, or city in which the harbor works or facilities are located."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 8—An act to add Section 34315.5 to the Health and Safety Code, relating to housing authorities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 194—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2, line 30, of the printed bill, as amended in Senate March 9, 1959, after "surgeons", insert ", two persons representing nonprofit cancer research institutes recognized by the National Cancer Institute".

Amendment No. 2

On page 2, line 36, strike out the third "three", and insert "four".

Amendment No. 3

On page 2, line 37, strike out "three", and insert "four".

Amendment No. 4

On page 3, line 9, strike out "Investigate and test", and insert "Secure the investigation and testing of".

Amendment No. 5

On page 3, line 14, after "fact", insert "and recommendations".

Amendment No. 6

On page 5, line 2, after "laboratories", insert ", clinics, hospitals, and nonprofit cancer research institutes recognized by the National Cancer Institute".

Amendment No. 7

On page 5, line 8, strike out the first "and", and insert a comma.

Amendment No. 8

On page 5, line 8, after "schools", insert ", clinics, hospitals, and nonprofit cancer research institutes recognized by the National Cancer Institute".

Amendment No. 9

On page 5, line 12, strike out "nine", and insert "eleven".

Second Set of Amendments to Senate Bill No. 194**Amendment No. 1**

On page 4, between lines 6 and 7 of the printed bill as amended in Senate March 9, 1959, insert

"The failure to either provide the sample, disclose the formula, or name the ingredients as required by this section shall be conclusively presumed that the drug, medicine, compound or device which is the subject of the department's request has no value in the diagnosis, treatment, alleviation, or cure of cancer."

Amendment No. 2

On page 5, line 17, after "cancer", insert "and the department must be satisfied beyond a reasonable doubt that the written findings of the fact are true".

Amendment No. 3

On page 5, line 25, after "ment", insert "and when satisfied by a preponderance of the evidence that the written findings of fact required of the Cancer Advisory Council by Section 1711 are true."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 105—An act to amend Section 21880 of, and to add Sections 21822, and 21880.5 to, the Business and Professions Code, relating to brake fluid.

Bill read second time, and ordered to third reading.

Senate Bill No. 280—An act to amend Section 1219.5 of the Agricultural Code, to amend Section 6062 of the Harbors and Navigation Code, to amend Sections 5740.19 and 5790.26 of the Health and Safety Code, and to amend Section 2354.1 of the Welfare and Institutions Code, relating to the keeping of business records by public accountants.

Bill read second time, and ordered to third reading.

RECESS

At 9.55 a.m., on motion of Senator Rodda, the Senate recessed for the purpose of introducing Miss Virginia Bangert, Sacramento Camellia Queen, to the Senate.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Rodda, Erhart, O'Sullivan, and Richards as a Special Committee to escort Miss Bangert to the rostrum.

INTRODUCTION OF CAMELLIA QUEEN VIRGINIA BANGERT

Senator Rodda introduced Miss Bangert to the Senate and remarked that she is an honor student of the Sacramento Junior College and contemplates a teaching career.

Miss Bangert extended a cordial invitation to the Members of the Senate to participate in the activities in connection with the Camellia Festival.

REASSEMBLED

At 9.58 a.m., the Senate reconvened.

Senator James J. McBride, of the Thirty-third Senatorial District, presiding.

Secretary of the Senate J. A. Beek at the desk.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 972: By Senator Collier—An act to amend Section 2156 of the Streets and Highways Code, relating to county road deficiency reports.

Referred to Committee on Transportation.

Senate Bill No. 973: By Senator Murdy—An act to repeal Section 4786.5 of, and to add Section 4786.5 to, the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Local Government.

Senate Bill No. 974: By Senator McCarthy—An act to amend Sections 27463 and 27464 of the Government Code, relating to coroners.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 975: By Senator McCarthy—An act to amend Sections 27470 and 27471 of the Government Code, relating to coroners.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 976: By Senator McCarthy—An act to repeal Section 27491 of, and to add Sections 27491, 27491.1, 27491.2, 27491.3, 27491.4 and 27491.5 to, the Government Code, relating to death investigations by coroners.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 977: By Senator Stiern (Co-authored by Assemblyman Williamson and Assemblywoman Donahoe) (By request of Kern County Counsel)—An act to amend Section 1461 of the Probate Code, relating to appearance of alleged insane or incompetent person at hearing for appointment of guardian.

Referred to Committee on Judiciary.

Senate Bill No. 978: By Senators Dolwig, Beard, Burns, O'Sullivan, Berry, Dilworth, Gibson, Thompson, Byrne, Murdy, Fisher, Hollister, Regan, Montgomery, McAteer, Holmdahl, Cobey, Farr, Teale, Stiern, McBride, and Short—An act to add Article 6 (commencing at Section 210) to Chapter 1 of Division 1 of the Streets and Highways Code, relating to state highways.

Referred to Committee on Transportation.

Senate Bill No. 979: By Senator Regan—An act to amend Section 68841 of the Government Code, relating to the salary of the Clerk of the Supreme Court.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 980: By Senator Richards—An act to add Section 5011 to the Elections Code, relating to election campaigns.

Referred to Committee on Elections.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 447—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 448—An act to amend Section 4750 of the Fish and Game Code, relating to bear.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 449—An act to amend Section 3081 and to repeal Sections 4761 and 4762 of the Fish and Game Code, relating to the possession of bear meat after the season.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator McCarthy Presiding

At 10.09 a.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 451—An act to amend Section 1059 of the Fish and Game Code, relating to licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 452—An act to amend Sections 3083, 3084, 3085 and 3086 of the Fish and Game Code, relating to bonded frozen food locker and cold storage plants, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 288—An act to amend Sections 206, 207, 208, 209, 210, and 217 of the Fish and Game Code, relating to the Fish and Game Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Miller Presiding

At 10.29 a.m., Senator George Miller, Jr., of the Seventeenth Senatorial District, presiding.

Senate Bill No. 496—An act to add Section 20258 to the Education Code, and Section 265 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to teachers in state college laboratory demonstration elementary schools and in schools under the jurisdiction of the Department of Education, declaring the urgency thereof to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 327—An act to add Section 1507 to the Education Code and Section 10810 to the Education Code, as proposed by Senate Bill No. 2, relating to education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 33—An act to add Article 5 (commencing with Section 12050) to Chapter 1, Part 2, Division 3, Title 2 of, the Government Code, relating to the protection of consumer interests.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 12, 1959, strike out line 6, and insert

"12050. There is in the Office of the Governor a".

Amendment No. 2

On page 1, line 21, strike out the comma ; and strike out line 22.

Amendment No. 3

On page 2, line 4, strike out the comma.

Amendment No. 4

On page 2, line 14, strike out "in", and insert "on".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 356—An act to amend Sections 2054 and 2073 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 240—An act to add Section 4764.1 to the Health and Safety Code, relating to county sanitation districts, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 73—An act to amend Sections 9084.5 and 9087 of the Insurance Code, relating to limitations on the risks to be insured against by insurance policies issued by fraternal fire insurers.

Bill read third time, and presented by Senator O'Sullivan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 2—An act to amend Section 2571 of the Education Code and Section 1851 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Christensen.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 217—An act to amend Sections 55101, 55801 and 55966 of the Water Code, relating to county waterworks districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 551—An act to amend Sections 74502, 74503, 74504 and 74504.5 of the Government Code, relating to the municipal court in the City and County of San Francisco.

Bill read third time.

Motion to Amend

Senator McAteer moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 2 of the printed bill as amended in Senate March 12, 1959, strike out line 20 and insert

"Sec. 3. Section 74504 of said code is amended to read:

74504. The clerk shall also appoint:

(a) Five deputy clerks who shall be assistant chief division clerks and who shall be paid a minimum salary of [five hundred seventy-five dollars (\$575)] *six hundred seventy dollars (\$670)* monthly during the first year of service, a salary of [six hundred dollars (\$600)] *seven hundred dollars (\$700)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [six hundred twenty-five dollars (\$625)] *seven hundred thirty dollars (\$730)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

[(b) One deputy clerk who shall be paid a minimum salary of five hundred fifty-five dollars (\$555) monthly during the first year of service, a salary of five hundred sixty-five (\$565) monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of five hundred seventy-five dollars (\$575) monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

(c) (b) [Twenty-one] *Twenty-two* deputy clerks who shall be paid a minimum salary of [five hundred dollars (\$500)] *five hundred eighty-five dollars (\$585)* monthly during the first year of service, a salary of [five hundred twenty-five dollars (\$525)] *six hundred ten dollars (\$610)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [five hundred fifty dollars (\$550)] *six hundred forty dollars (\$640)* monthly after the second year of service commencing on the first day of the month following the second anniversary of his appointment.

(d) (c) Fifteen deputy clerks who shall be paid a minimum salary of [four hundred thirty dollars (\$430)] *five hundred dollars (\$500)* monthly during the first year of service, a salary of [four hundred fifty dollars (\$450)] *five hundred twenty-five dollars (\$525)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [four hundred seventy dollars (\$470)] *five hundred fifty dollars (\$550)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

(e) (d) Sixteen deputy clerks who shall be paid a minimum salary of [four hundred dollars (\$400)] *four hundred sixty-five dollars (\$465)* monthly during the first year of service, a salary of [four hundred ten dollars (\$410)] *four hundred eighty dollars (\$480)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [four hundred twenty dollars (\$420)] *four hundred ninety dollars (\$490)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

(f) (e) Nineteen deputy clerks who shall be paid a minimum salary of [three hundred seventy dollars (\$370)] *four hundred thirty dollars (\$430)* monthly during the first year of service, a salary of [three hundred eighty dollars (\$380)] *four hundred forty-five dollars (\$445)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred ninety-five dollars (\$395)] *four hundred sixty dollars (\$460)* monthly after the second year of service commencing on the first day of the month following the second anniversary of his appointment.

(g) (f) [Twenty-four] *Twenty-seven* deputy clerks who shall be paid a minimum salary of [three hundred twenty-five dollars (\$325)] *three hundred eighty dollars (\$380)* monthly during the first year of service, a salary of [three hundred forty-five dollars (\$345)] *four hundred dollars (\$400)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred sixty-five dollars (\$365)] *four hundred twenty-five dollars (\$425)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment.

(h) (g) Two information clerks who shall be paid a minimum salary of [three hundred dollars (\$300)] *three hundred fifty dollars (\$350)* monthly during the first year of service, a salary of [three hundred twenty-five dollars (\$325)] *three hundred eighty dollars (\$380)* monthly after the first year of service, commencing on the first day of the month following the first anniversary of his appointment, and a maximum salary of [three hundred fifty dollars (\$350)] *four hundred ten dollars (\$410)* monthly after the second year of service, commencing on the first day of the month following the second anniversary of his appointment."

Amendment No. 2

On page 2, strike out lines 21 to 52, inclusive; and on page 3, strike out lines 1 to 46, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to second reading.

Senate Bill No. 493—An act to amend Section 1696.3 of the Labor Code, relating to transportation of farm laborers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, Rattigan, Richards, Rodda, Slattery, Stiern, and Williams—26.

NOES—Senator Beard—1.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 37

Relative to the operation of vehicle trailers on the highways

WHEREAS, Whipping and swerving trailers constitute a hazard to persons and property on the highways of this State; and

WHEREAS, Whipping and swerving trailers have been involved in and, in some instances, have been responsible for, accidents involving fatalities and serious injuries; and

WHEREAS, Unladen trailers being towed on the highways are difficult to control; and

WHEREAS, The transporting of trailers upon the truck bed when both vehicles are empty represents an economic saving to truck and trailer owners; and

WHEREAS, The California Highway Patrol and other law enforcement agencies are authorized to make, and have made, arrests for whipping and swerving trailers; now, therefore, be it

Resolved, That the Senate of the State of California hereby directs the Commissioner of the Department of the California Highway Patrol to instruct the personnel of the department to emphasize their enforcement efforts with respect to whipping and swerving trailers; and be it further

Resolved, That the commissioner is directed to request trucking operators to load empty trailers on the empty towing vehicle whenever possible; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Commissioner of the Department of the California Highway Patrol.

Resolution read, and unanimously adopted on motion of Senator Christensen.

Senate Bill No. 482—An act to amend Sections 8514, 8562, 8564, 8565, 8566, and 8651 of the Business and Professions Code, relating to structural pest control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 22—An act to add Section 541 to the Streets and Highways Code, relating to state highways, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

ADJOURNMENT

At 11.05 a.m., on motion of Senator Brown, the President declared the Senate adjourned until 3 p.m., Monday, March 16, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-FOURTH LEGISLATIVE DAY

FIFTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, March 16, 1959

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slaterry, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, our lives are daily confronted by unalterable realities and by things that can and should be changed. "Give us the serenity to accept what cannot be changed; the courage to change what ought to be changed; the wisdom to know the one from the other." AMEN.

PLEDGE OF ALLEGIANCE

Senator Erhart led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Donnelly, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ray Constantini, Mr. Kenneth H. Imrie, Mr. James A. Jackson, Mr. Charles H. Nicolls, and Mr. Lloyd Marshall of Napa.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Burt Hansen of Ventura.

On request of Senators McBride and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Irwin Nebron of Ventura.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Erin Forrest, president, California Indian Intertribal Council.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Chester W. Troudy, Mr. William Schaper, Mrs. Ida Davis, and Mr. John Dutto, instructors; Mrs. Kenneth Peek, Mrs. Laurence Dutto, Mrs. Ralph Huse, Mrs. Harlos O. Prine, Mrs. Earl Patterson, Mrs. Nolan Papion, Mrs. Bill Pittman, Mrs. Chester Witroudy, and Mr. James Strange, parents; and the following students of the Palo Verde Union School District, Tulare: Benny Bettencourt, Manuel Ferreira, Bill Gillen, Sam Gray, John Lynch, Maxey Truman, Joe Miller, Granderson Moore, Olen Owens, David Patterson, Fred Prine, R. A. Prine, Dolores Alvarez, Joyce Bonds, Alberta Corter, Lorraine Dutto, Cheryl Hickman, Louisa Lizardo, Sammy Gray, Ruth Loring, Sharon Peek, Alfred Bonds, Isidro Enriquez, Frank Hernandez, Ralph Lizardo, David Prine, Wenslo Alvarez, Rufus Loring, Elaine Brown, Rosemary Cabral, Lois Falter, Mary Huse, Brenda Jackson, Charlene Ogans, Lavinia Papion, Pat Pittman, Maura Recendez, and Elizabeth Tenhet.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred A. Lodge, principal; Mrs. Ha Gray and Mr. and Mrs. C. H. Brandt, adults; and the following students of the San Ardo Union School, San Ardo: William Brinan, Frank Freeman, Gene Gallagher, Raymond Jackson, Gary McKenzie, Donald Reeve, Janeth Brandt, Diana Digges, Paula Gray, Sylvia Lodge, Sandra Metz, Peggy Miller, John Milhoan, and Charles Woods.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Evert Kincaid of San Mateo; and the following members of the San Mateo County Insurance Agents Association: Don Winston of Menlo Park; Jim Fitzgerald of San Bruno; Cal Cavanaugh, P. C. Cavanaugh, Munroe Brown, Richard Lee, Cy Freeberg, and Bill McLeod of San Mateo; Anthony Gaggero of Daly City; Halbert Harvard of South San Francisco; William Leutenegger of Millbrae; and Jim Sossman of San Carlos.

On request of Senators Slattery and Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Lake County Republican Women: Mmes. Harold Packard, Douglas Dodd, C. A. Read, Lillian Philo, Edna Brown, Louis R. Brown, Ellen Throop, Jules Voerge, Lois Steele, Margaret Shields, George Garcia, Helen Runyon, Paul Montmarquet, Dwight Raver, William Steele, Reis Palmer, and Kenneth Palmer.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Willis H. Fletcher of San Diego.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bud Boggust, Mr. E. H. Cain, Mr. Bud Anslyn, Mr. Jack Hart, Shirley Obergfeld, and Mr. Fred Shindlebower, Imperial County.

On request of Senators Farr and Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Trudy Chearne of Santa Maria.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Herman Griffin of San Francisco.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Roma Rose, Mrs. Joe Wyatt, Mr. Edward Garcia, Mr. Luther Blaine, Mrs. Leah London, Mrs. Julia Sherman, Mrs. Vivienne Rosenberg, Mrs. Gloria Milberg, Mrs. May Goldman, Mr. Joseph Wolf, Beata Inaya, Saul Reider, Rhoda Fishman, Dr. and Mrs. Robert M. Peck, Mr. and Mrs. George A. Zizicas, Del Coffey, Benito E. Gonzalez, of Los Angeles; Mr. Herbert White of Pittsburg; Clarence G. Young of Compton; and Mr. Raymond J. Young of Norwalk.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Locke, Mr. Holt, and Mrs. Esther Coleman, instructors; and the following students of the Winton School, Alameda County: Elon Anderson, Leland Anderson, Mickie Canon, Jerry Curry, Jerry Eddy, Sam Estrada, Joseph Falcon, Herman Gallegos, Gloria Gutierrez, Danny Guthrie, Howard Hartman, Salvador Hernandez, Virginia Lopez, Gloria Marin, Delores Mata, David Mills, Michael Myrick, Paul O'Dell, Gary Palmer, Linda Pasqual, Mary Ramirez, James Richard, Mae Sandoval, Vivian Santiago, Betty Mae Schuldt, Delores Staley, Anna Wunder, Robert Baptista, Phil Bisi, Joseph Bras, John Calles, Cynthia Camasho, Lynn Casteel, Israel Correa, Anthony DeSilva, Alex Florez, Sandra Garcia, Ana Gonsales, Luis Gonsales, Adelle Gonsalves, Charlotte Joseph, Robert Knight, Karen Kumzak, Raquel Naputi, Richard Perry, Jack Rego, Alan Stearns, Moses Varela, John Santos, Billy Costa, and Ray Vegas.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. A. Gordon Nicolson, Jr., Mr. Donald B. Campbell, Mr. C. S. Haley, and Mr. Robert E. Geddes of Berkeley.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Perry Short and Linda Moore of Stockton.

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. P. D. Fowler of Paso Robles.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to members of the California Association of Insurance Agents.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Merrill Hardison, Mr. Dee Houser, Mrs. Esther Envernizzi, Mrs. William Collamer, and Mr. Roland Dick, adults; and the following students of Madison Elementary School, Fresno: Pat Brownfield, Rose Cervantes, Jane Collamer, Annette Cottrell, Judy Envernizzi, Edward Escabedo, Gerard Garoin, Rosita Gastelum, Carolyn Harr, Gary Kalijian, Mark Kennison, Joseph Koda, Robert Lauderdale, Norman Quon, Adam Real, Lucy Ricardo, Steven Robertson, Vincent Sanchez, Bob Simpson, Linda Turner, Marva Wallace, Richard Yee, Sandra Zingarelli, Larry Anderson, Lupe Ceron, Tino Calles, Alma Cottrell, John Camarina, John Dalzachio, John Davis, Lawrence Evans, Olivia, Frutoz, Thomas Guy, Edward Hansen, David Lewis, Linda Lopez, Timothy Mechikoff, Albert Meza, Genevieve Montez, Rose Mary Montez, Virginia Oroseo, Larry Ostergaard, Betty Padilla, Irma Pina, Lily Rameriz, Shirley Reickle, Greg Tellez, and Salvador Zuniga.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. David Peckinpah of Fresno.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Ed Merrill of Santa Ana.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. F. Ronald Sherman and Mr. Howard Senn of San Bernardino.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Margaret T. Ellingson of Fresno.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

OFFICE OF CITY CLERK
LOS ANGELES, March 9, 1959

*J. A. Beek,
Secretary of the Senate,
Senate Chamber, State Capitol,
Sacramento 14, California*

GRITINGS: At the meeting of the council held March 9, 1959, upon recommendation of the State, County and Federal Affairs Committee, the following motion was adopted:

"I move that the State Legislature be memorialized by the Los Angeles City Council to take adequate steps to insure state legislation to aid and assist in smog control in this city; and

I further move that the proposed legislation include the regulation or prohibition of the sale of automobiles in California after January 1, 1961, unless said automobiles are properly equipped with smog prevention equipment or unless the development of smog control devices permit an earlier date for the enforcement of smog control on all automobiles sold.

I further move that the proposed legislation provide for the control of automobiles from out of State using Los Angeles streets, allowing a visitor's automobile a reasonable time for use here before being required to install smog control equipment; and

I further move that the proposed legislation provide for the equipment of privately owned automobiles already in use on the streets of Los Angeles and that a period of grace of one or two years be allowed before requiring the equipment of older cars with the acceptable smog control equipment; and

I further move that Los Angeles representatives in the State Legislature be advised that smog control is the most important single subject to come before the Legislature and that the problem affects the lives of our citizens, the economic well-being

of the community, the growth and development of the area as a metropolitan area, and that no time or expense be spared to bring the matter forcibly to the attention of the entire Legislature that SMOG is the paramount problem of the City of Los Angeles."

Respectfully yours,

WALTER C. PETERSON, City Clerk
By A. M. MORRIS, Assistant City Clerk

I HEREBY CERTIFY the foregoing to be a true and correct copy of the action taken by the Council of the City of Los Angeles at its meeting held March 9, 1959.

WALTER C. PETERSON, City Clerk
By A. M. MORRIS, Assistant City Clerk

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 12, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

MRS. EUNICE EVANS, a resident of Newhall, received her Bachelor of Arts degree at the University of California in 1936, received her Master's degree in social work at the University of California in 1949, currently medical social work director of the Los Angeles County Department of Charities; since 1954, she also has been director of medical social work at Olive View Sanitarium, was a United Service Organizations director in World War II, executive secretary of the Travelers Aid Society in San Jose, a member of the staff of Neighborhood House in Santa Barbara and of the State Relief Administration and a medical and psychiatric social worker in the Veterans Administration and is a member of the California Conference of Health and Welfare;

Member, Board of Social Work Examiners, vice Mrs. Zdenka Buben, term expired, for the term prescribed by law, ending January 15, 1963.

HENRY JOHN MELLO, a resident of Watsonville, president of John Mello & Sons, a Watsonville growing, shipping and warehousing firm, a graduate of Hartnell College, member of the Democratic State Central Committee and the Democratic Farmers Advisory Committee and has held various other posts in the San Cruz County Democratic organization;

Member, Agricultural Prorate Advisory Commission, vice Merritt A. Clevenger, term expired, for the term prescribed by law, ending January 1, 1963.

DR. BEN A. MADSON, a resident of Davis, professor of Agronomy at the University of California at Davis, an agronomist at the experiment station and director of field stations, member of the Agricultural Prorate Advisory Commission since June, 1955;

Member, Agricultural Prorate Advisory Commission, vice self, term expired, for the term prescribed by law, ending January 1, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 217

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 88

Senate Bill No. 89

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 286
Assembly Bill No. 292
Assembly Bill No. 385
Assembly Bill No. 616
Assembly Bill No. 639
Assembly Bill No. 767

Assembly Bill No. 812
Assembly Bill No. 881
Assembly Bill No. 890
Assembly Bill No. 948
Assembly Bill No. 1105

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Referred to Committee on Fish and Game.

Assembly Bill No. 292—An act to amend Section 9483 of the Elections Code, relating to county election services to cities and districts.

Referred to Committee on Elections.

Assembly Bill No. 385—An act to add Section 2598 to Article 4 of Chapter 2 of Division 5 of the Elections Code, relating to candidates' political affiliations.

Referred to Committee on Elections.

Assembly Bill No. 616—An act to amend Section 2540 of the Elections Code, relating to the qualification of political parties.

Referred to Committee on Elections.

Assembly Bill No. 639—An act to amend Sections 781, 784.4, and 784.6 of the Agricultural Code, and to add Section 12604.5 to the Business and Professions Code, relating to fruit, nut and vegetable standards and containers.

Referred to Committee on Agriculture.

Assembly Bill No. 767—An act to amend Sections 3084.1 and 3472.1 of the Welfare and Institutions Code, relating to aid to the blind.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 812—An act to amend Section 35541 of the Health and Safety Code, and to amend Section 2 of Chapter 1246, Statutes 1955, relating to temporary housing projects.

Referred to Committee on Local Government.

Assembly Bill No. 881—An act to amend Section 3475 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 890—An act to add Part 5 (commencing at Section 35700) to Division 24 of the Health and Safety Code, relating to discrimination in publicly assisted housing.

Referred to Committee on Judiciary.

Assembly Bill No. 948—An act to amend the heading of Article 8 (commencing at Section 2581), Chapter 7, Division 2 of, to amend and renumber Section 2582 of, to amend Sections 2581, 2583, 2583.1, 2586, and 2592 of, to add Section 2582 to, and to repeal Sections 2584, 2585.1, and 2593 of the Education Code, and to amend the heading of Article 10 (commencing at Section 1871), Chapter 2, Division 5 of, to amend and renumber Section 1872, to amend Sections 1871, 1873, 1874, 1878, 1884, to add Section 1872 to, and to repeal Sections 1875, 1877, and 1885 of, the Education Code as proposed by Senate Bill No. 2, relating to the lapsation and suspension of school districts.

Referred to Committee on Education.

Assembly Bill No. 1105—An act to amend Sections 103.4, 118, and 118.2 of, and to amend the chapter heading of Chapter 3 (commencing with Section 3400) of Part 1 of Division 5 of, the Welfare and Institutions Code, relating to aid to the blind.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 313
Assembly Bill No. 892
Assembly Bill No. 893
Assembly Bill No. 904

Assembly Bill No. 994
Assembly Bill No. 1014
Assembly Bill No. 1020
Assembly Bill No. 1028

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 313—An act to amend Section 21300 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 892—An act to add Section 2015 to the Fish and Game Code, relating to possession of fish and game.

Referred to Committee on Fish and Game.

Assembly Bill No. 893—An act to amend Section 14736 of the Education Code, and amend Section 14674 of the Education Code as proposed by Senate Bill No. 2, relating to district retirement boards.

Referred to Committee on Local Government.

Assembly Bill No. 904—An act to amend Section 6826 of the Public Resources Code, relating to administration and control of state lands.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 994—An act to add Section 8397 to the Fish and Game Code, relating to squid, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Fish and Game.

Assembly Bill No. 1014—An act to amend Section 19574.5 of the Government Code, relating to leave of absence for state civil service employee while charges are investigated.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1020—An act to amend Section 46005 of the Water Code, relating to additional preliminary assessments of water storage districts.

Referred to Committee on Local Government.

Assembly Bill No. 1028—An act to amend Sections 7376 and 7381 of, to add Section 7396.7 to, and to repeal Section 7439 of, the Business and Professions Code, relating to the practice of cosmetology.

Referred to Committee on Business and Professions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 700

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 700—An act to add Sections 20710, 20852, 20894, 20895, and 20896 to the Business and Professions Code, relating to petroleum products.

Referred to Committee on Business and Professions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 18

Assembly Constitutional Amendment No. 21

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Constitutional Amendment No. 18—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1½ of Article XIII thereof, relating to the veterans' tax exemption.

Referred to Committee on Revenue and Taxation.

Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the

Constitution of the State, by amending Section 1 $\frac{1}{2}$ of Article XIII, relating to the exemption of property from taxation on account of military service.

Referred to Committee on Revenue and Taxation.

MOTION TO APPROVE JOURNALS

Senator Brown moved that the Journals for Monday, March 9, 1959; Tuesday, March 10, 1959; Wednesday, March 11, 1959; Thursday, March 12, 1959, and Friday, March 13, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 15—Relative to the erection of signs along routes to state parks and monuments;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the sixteenth day of March, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, March 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 8

Senate Concurrent Resolution No. 41

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 33

Senate Bill No. 215

Senate Bill No. 143

Senate Bill No. 358

Senate Bill No. 194

Senate Bill No. 475

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Fish and Game

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 446

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Bill No. 560

Assembly Bill No. 695

Assembly Bill No. 561

Assembly Bill No. 835

Assembly Bill No. 569

Assembly Bill No. 840

Assembly Bill No. 583

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:
Senate Bill No. 641

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Judiciary.

BYRNE, Chairman

Above reported bill re-referred to Committee on Judiciary.

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:
Senate Bill No. 600

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:
Senate Bill No. 638
Assembly Bill No. 888

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:
Senate Joint Resolution No. 9

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended, and to Consent Calendar.

BYRNE, Chairman

Above reported resolution ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:
Assembly Constitutional Amendment No. 5

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

BURNS, Chairman

Above reported resolution re-referred to Committee on Judiciary.

Committee on Revenue and Taxation

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:
Senate Bill No. 567
Assembly Bill No. 20
Assembly Bill No. 489

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 359

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 359

Senator Gibson moved that Senate Bill No. 359 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 359—An act to amend Section 19 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 First Extraordinary Session), relating to annexation of land to the Vallejo Sanitation and Flood Control District, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "Section", and insert "Sections".

Amendment No. 2

On page 1, line 11, after "Title 6," insert "Division 1,".

Amendment No. 3

On page 2, between lines 4 and 5, insert

"The requisite number of petitioners required under Section 58231 of the Government Code may be, (a) if such petitioners are landowners, that number of persons owning more than one-half of the area of land sought to be annexed or excluded or (b), alternatively, if there are at least 12 electors residing on the land, and the petitioners are electors, that number of persons constituting a majority of such electors.

The requisite number of petitioners required under Section 58238 of the Government Code shall be, (a) if the petitioners are landowners, that number of persons owning more than one-fourth of the area of land sought to be annexed or excluded or (b), alternatively, if there are at least 12 electors residing on the land, and the petitioners are electors, that number of persons constituting one-fourth of the electors. However, no election shall be called under Section 58238 if there are less than 12 electors residing on the land, but instead the board shall determine the matter as provided in Section 58237 of the Government Code.

Whenever the district annexes land situated in a county other than Solano County, the board of supervisors, county assessor, county tax collector, and county auditor of the county in which the additional land is situated shall have all of the powers and duties in relation to the making, equalizing and collection of taxes for district purposes which are given to the same county officials of Solano County by Sections 16 and 17.

The taxes of the district levied in any county other than Solano County shall be collected at the same time and in the same manner as county taxes. When collected, the amount shall be paid to the Treasurer of Solano County and shall be held by him in the fund provided for in Section 16."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 290—An act to amend Section 501 of the Vehicle Code and Section 23101 of the Vehicle Code as proposed by Assembly No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 20, of the printed bill, after "upon", insert "a first".

Amendment No. 2

On page 2, lines 22 and 23, strike out "less than 90 days nor".

Amendment No. 3

On page 2, line 23, after "by", insert "a".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 346—An act to add Section 1247b to the Code of Civil Procedure, relating to evidence in eminent domain proceedings.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, after "taken", insert "and upon a request of a defendant to the plaintiff made at least 30 days prior to the time of trial".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 424—An act to amend Sections 658 and 660 of the Civil Code, relating to the definitions of real and personal property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 21, of the printed bill, strike out "emblems,".

Amendment No. 2

On page 1, after line 25, insert "The amendment of this section, deleting the word "emblems," made at the 1959 Regular Session of the Legislature does not constitute a change in, but is declaratory of, the pre-existing law."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 177—An act to add Division 19 (commencing at Section 70000) to the Water Code, relating to levee districts.

Bill read second time, and ordered to third reading.

Senate Bill No. 551—An act to amend Sections 74502, 74503, 74504 and 74504.5 of the Government Code, relating to the municipal court in the City and County of San Francisco.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 261—An act to amend Sections 2201, 2208 and 2210.5 of the Streets and Highways Code, relating to financial aid for county highways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 436—An act to amend Sections 21200, 21201, and 21208 of the Financial Code, and Sections 343 and 11108 of the Penal Code, and to add Section 21208 to the Financial Code, relating to pawnbrokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 230—An act to amend Sections 3370, 3371, and 3372 of the Financial Code, relating to loans by banks to officers, directors, or employees thereof.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, Regan, Short, Stiern, and Williams—24.

NOES—Senators O'Sullivan and Shaw—2.

Bill ordered transmitted to the Assembly.

Senator Murdy Presiding

At 3.42 p.m., Senator John A. Murdy, of the Thirty-fifth Senatorial District, presiding.

Senate Bill No. 33—An act to add Article 5 (commencing with Section 12050) to Chapter 1, Part 2, Division 3, Title 2 of, the Government Code, relating to the protection of consumer interests.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—Senators Dilworth, Murdy, and Williams—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 512—An act to amend the heading of Article 5 (commencing at Section 2045) of Chapter 1, Title 1, Part 3 of the Penal Code and to amend Section 2045.1 of said code, relating to the State Prison at Soledad.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 358—An act to add Section 2078 to the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Holmdahl:

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 748—An act to amend Section 12 of the Alameda County Flood Control and Water Conservation District Act, relating to the levy and collection of taxes and assessments.

Respectfully submitted,

SENATOR HOLMDAHL

Recommendation of Committee on Rules

SENATE CHAMBER, March 13, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

MCCARTHY, Vice Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Holmdahl:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 748.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, March 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 748

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 748

Senator Holmdahl moved that Senate Bill No. 748 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 748—An act to amend Section 12 of the Alameda County Flood Control and Water Conservation District Act, relating to the levy and collection of taxes and assessments.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "assessments", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2, after line 44, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

Additional funds are needed for immediate use by the Alameda County Flood Control and Water Conservation District in order to undertake projects urgently needed for the protection of the health and safety of the lives and property of the district residents. This bill would authorize the obtainment of such funds, but unless it becomes effective immediately, however, it can be of no benefit during the next fiscal year."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 475—An act to amend Section 3000 of, and to add Section 3000.5 to, the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Gibson, Gramsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 143—An act to add Section 856 to the Fish and Game Code, and to amend Section 817 of the Penal Code, relating to

members of the Wildlife Protection Branch of the Department of Fish and Game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Motion to Reconsider

Senator Beard moved to reconsider the vote whereby Senate Bill No. 143 was passed.

Postponement of Reconsideration

On motion of Senator Beard, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 143 was passed, was continued until the next legislative day.

Senate Bill No. 105—An act to amend Section 21880 of, and to add Sections 21822, and 21880.5 to, the Business and Professions Code, relating to brake fluid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 194—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

Motion to Re-refer Senate Bill No. 194

Senator McBride moved that Senate Bill No. 194 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 280—An act to amend Section 1219.5 of the Agricultural Code, to amend Section 6062 of the Harbors and Navigation Code, to amend Sections 5740.19 and 5790.26 of the Health and Safety Code, and to amend Section 2354.1 of the Welfare and Institutions Code, relating to the keeping of business records by public accountants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 41—Relative to making additional funds available to the Legislative Budget Committee, established by Chapter 1667, Statutes of 1951.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtcer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Stiern, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 290—An act to add Section 5011 to the Elections Code, relating to misrepresentation in election campaigns.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Cobey, Farr, Fisher, Hollister, Holmdahl, McAtcer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—22.

NOES—Senators Burns, Byrne, Collier, Coombs, Dilworth, Dolwig, Erhart, Gibson, Grunsky, Johnson, McCarthy, Murdy, Thompson, and Williams—14.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 12—Relative to enactment of a National Food Allotment Stamp Plan.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 386—An act to amend Section 1657 of the Insurance Code, relating to the issuance of certificates of convenience.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 387—An act to amend Sections 1718 and 12977 of the Insurance Code, relating to penalty fees for late applications to renew production licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 388—An act to amend Section 1775.5 of the Insurance Code, relating to taxes paid on gross premiums by surplus line brokers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 390—An act to repeal Section 12970 of, to amend Sections 12973 and 12973.5 of, and to add Sections 12970 and 12970.1 to, the Insurance Code, relating to fees charged by the Insurance Commissioner.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 474—An act to amend Section 1061 of the Insurance Code, relating to the audit of proceedings in cases of insolvency and delinquency.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 282—An act to amend Section 766 and to repeal Section 767 of the Financial Code, relating to loans and investments by banks and trust companies.

Objection Raised

Senator Cobey objected to Senate Bill No. 282 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 282 to the second reading file.

Senate Bill No. 259—An act to amend Section 1226 of the Financial Code, relating to loan limits of commercial banks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 92—An act to amend Section 5081.5 of the Education Code, and Section 19472 of the Education Code as proposed by Senate Bill No. 2, relating to changes in school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 265—An act to amend Section 1744 of the Harbors and Navigation Code, relating to the San Francisco Port Authority.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 312—An act to repeal Section 6558 of the Welfare and Institutions Code, relating to appointment of employees by medical superintendent.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 357—An act to amend Section 1705.5 of the Harbors and Navigation Code, relating to the San Francisco Harbor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 428—An act to amend Section 702 of the Military and Veterans Code, relating to salaries and expenses of the Division of Farm and Home Purchases, Department of Veterans Affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 429—An act to amend Section 988.3, Military and Veterans Code, relating to advances of money to Department of Veterans Affairs by Department of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 431—An act to amend Section 16470 of the Government Code, relating to state funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 509—An act to add Section 6503.3 to the Welfare and Institutions Code, relating to the conveyance of property of the Agnews State Hospital.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Gransky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 442—An act to amend Section 13842 of the Education Code, and to repeal Section 13842 of said code as amended by Chapter 1635 of the Statutes of 1953, and to repeal Section 13525 of, and to amend and renumber Section 13525.1 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the compensation of personnel employed in the public schools, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Gransky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Gransky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 341—An act to add Sections 35909, 35910 and 35911 to the Water Code, relating to California water districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Gransky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 305—An act to amend Section 10505 of the Insurance Code, relating to insurance.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Gransky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy,

O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 323—An act to amend Section 5 of the Fresno Metropolitan Flood Control District Act (Chapter 503, Statutes of 1955), relating to the governing board of the district.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 370—An act to repeal Section 25082 of the Government Code, relating to meetings of boards of supervisors.

Assembly Bill No. 370 to Second Reading

Senator Burns requested that Assembly Bill No. 370 be transferred to the second reading file.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 370 to the second reading file.

Assembly Bill No. 451—An act to amend Section 19302 of the Education Code, and to amend Section 17101 of the Education Code as proposed by Senate Bill No. 2, relating to charges against school district funds.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 452—An act to amend Section 5901 of the Education Code and Section 21301 of the Education Code as proposed by Senate Bill No. 2, relating to school district funds.

Objection Raised

Senator McCarthy objected to Assembly Bill No. 452 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 452 to the second reading file.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 520

Senator McBride moved that Senate Bill No. 520 be withdrawn from Committee on Insurance and Financial Institutions for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 520—An act to add Title 2 (commencing with Section 1891) to Part 4, Division 3 of the Civil Code, relating to the sale of goods and services subject to retail installment contracts, regulating the form and application of such contracts and limiting the credit service charges.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "the sale of motor vehicles,".

Amendment No. 2

On page 1, line 13, following "is", insert "insured or".

Amendment No. 3

On page 2, line 1, strike out "fifty dollars (\$50)", and insert "eighty dollars (\$80)".

Amendment No. 4

On page 2, line 1, after "less", insert "except as provided in Section 1805."

Amendment No. 5

On page 2, line 1, strike out "section", and insert "subsection (b)".

Amendment No. 6

On page 2, line 2, strike out "pursuant to the provisions of Section 1803.6", and insert "under retail installment charge accounts."

Amendment No. 7

On page 2, line 14, strike out the period after "future", and insert ", or where no service charge is added but the goods or services are available at a lesser price if the full price is paid at one time."

Amendment No. 8

On page 2, line 24, strike out lines 24 to 28 inclusive.

Amendment No. 9

On page 2, line 38, strike out "personal used or".

Amendment No. 10

On page 2, line 44, strike out "boats, aircraft, or their aux-".

Amendment No. 11

On page 2, line 45, strike out "iliary equipment, nor".

Amendment No. 12

On page 3, line 3, strike out the period after "services", and add ", nor services for which the tariffs, rates, charges, costs or expenses, including in each instance the credit sale price, is required by law to be filed with and approved by the Federal Government or any official, department, division, commission or agency of the United States."

Amendment No. 13

On page 3, line 9, after "Credit sale price", insert "or "time sale price"".

Amendment No. 14

On page 3, line 25, after "Credit service charge", insert "or time "price differential"".

Amendment No. 15

On page 3, line 25, after "charges", insert "in excess of the cash sale price,".

Amendment No. 16

On page 3, line 29, after "Credit sale balance", insert "or "time balance"".

Amendment No. 17

On page 3, after line 34, insert "The term does not include the pledgee of, or the holder of, a security interest in an aggregate number of such contracts or installment accounts to secure a bona fide loan thereon."

Amendment No. 18

On page 3, line 37, strike out "It does not include"; and strike out all of lines 38 and 39; and on line 37, insert "The term includes, but is not limited to a bank, trust company, private banker or investment company, if so engaged."

Amendment No. 19

On page 4, line 10, after "Contract," insert "or Retail Installment Charge Account or Lien Contract,".

Amendment No. 20

On page 4, line 18, strike out "this chapter, a con-".

Amendment No. 21

On page 4, line 19, strike out "tract shall contain", and insert "Sections 1803.7 to 1803.10 inclusive and in Article 6 (commencing with Section 1806) of this chapter, every contract shall be contained in a single document which shall contain the entire agreement of the parties relating to the costs and terms of payment for the goods and services, including any promissory notes or any other evidences of indebtedness between the parties relating to the transaction. The contract shall also contain:".

Amendment No. 22

On page 4, line 43, after "charge" insert ", the amount of each installment expressed in dollars and the dates or periods when the payments will be due."

Amendment No. 23

On page 4, line 44, after "of" strike out "item 7 and 8" and insert "the unpaid balance and the service charge."

Amendment No. 24

On page 4, lines 45 and 46, strike out all of both lines and insert "10. The number of installments required, the amount of each installment expressed in dollars and the dates or periods when the payments will be due."

Amendment No. 25

On page 5, line 45, strike out "1803.10", and insert "1803.11".

Amendment No. 26

On page 6, after line 21, strike out "Article 5 (commencing with Section 1805)," and insert "Section 1803.11 of this article,".

Amendment No. 27

On page 6, after line 47, insert

"1803.11. Subject to the other provisions of this article the seller or holder of a retail installment account may charge, receive and collect the service charge authorized by this chapter. The service charge shall not exceed the following rates computed on the outstanding balances from month to month:

(a) On so much of the outstanding balance as does not exceed one thousand dollars (\$1,000), 1½ percent per month.

(b) If the outstanding balance is more than one thousand dollars (\$1,000), 1 percent per month on the excess over one thousand dollars (\$1,000) of the outstanding balance.

(c) If the service charge so computed is less than one dollar (\$1) for any month, one dollar (\$1).

(d) The service charge may be computed on a schedule of fixed amounts if as so computed it is applied to all amounts of outstanding balances equal to the fixed amount minus a differential of not more than five dollars (\$5); provided, that it is also applied to all amounts of outstanding balances equal to the fixed amount plus at least the same differential."

Amendment No. 28

On page 7, line 28, after "contract", insert "other than one for services".

Amendment No. 29

On page 7, line 43, after "have," insert "The notice of assignment shall state the names of the seller and buyer, a description of the goods and services, the credit sale balance and the number and amounts of the installments."

Amendment No. 30

On page 10, line 22, strike out "execution of the contract," and insert "(the purchase)".

Amendment No. 31

On page 10, line 24, strike out "contract", and insert "purchase".

Amendment No. 32

On page 11, beginning with line 14, strike out the entire Section 1806.7, lines 14 to 36 inclusive.

Amendment No. 33

On page 13, line 7, strike out "Article 4 (commencing with Section 1804)", and insert "Sections 1805.1 and 1805.2".

Amendment No. 34

On page 15, line 20, strike out "or obligation".

Amendment No. 35

On page 15, line 23, strike out "or obligation".

Amendment No. 36

On page 16, line 6, after "of", insert "notice or of".

Amendment No. 37

On page 16, line 18, strike out "herein", and insert "therein".

Amendment No. 38

On page 16, line 22, after "goods", insert "at public sale".

Amendment No. 39

On page 17, line 3, after "other", insert "person".

Amendment No. 40

On page 18, line 1, after "holder", insert "notices such failure or".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate take up at this time for consideration the following appointment of the Governor, which was reported from the Committee on Rules on March 13, 1959, appearing on page 748 of the Senate Journal, recommending its confirmation:

JOHN M. WEDEMEYER as Director of Social Welfare.

The roll was called and the appointment was confirmed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Thompson, and Williams—32.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of John M. Wedemeyer as Director of Social Welfare.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 576

Senate Bill No. 757

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 576

Senator McAteer moved that Senate Bill No. 576 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 576—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 30001, 30001.5, 30001.7, 30750.5, 30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the enumeration of authors in the heading of the printed bill, after "Dolwig," insert "McAteer,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

MOTION TO AMEND SENATE BILL NO. 757

Senator Shaw moved that Senate Bill No. 757 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 757—An act to add Section 16864 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to fire extinguishers carried on school buses.

Bill read second time.

Motion to Amend

Senator Shaw moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "the National Board of Fire Underwriters", and insert "any nationally recognized testing laboratory".

Amendment No. 2

On page 1, strike out line 9, and insert
"One five-pound carbon dioxide extinguisher, or one five".

Amendment No. 3

On page 1, line 10, strike out "extinguishers", and insert "extinguisher".

Amendment No. 4

On page 1, line 14, after "authorities," insert "Carbon tetrachloride fire extinguishers shall not be used on school buses."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 800

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 800

Senator McCarthy moved that Senate Bill No. 800 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 800—An act to add Article 8.5 (commencing at Section 2860) to Chapter 2 of Division 5 of, to amend Sections 26, 951, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to partisan elections and activities.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 27, of the printed bill, strike out "August", and insert "September".

Amendment No. 2

On page 2, line 32, strike out "third Thursday in September", and insert "second Saturday in October".

Amendment No. 3

On page 3, line 9, strike out "third Thursday in September", and insert "second Saturday in October".

Amendment No. 4

On page 3, line 19, strike out "Thursday", and insert "Saturday".

Amendment No. 5

On page 3, lines 25 and 26, strike out "third Thursday in September", and insert "second Saturday in October".

Amendment No. 6

On page 3, line 42, strike out "third Thursday in September", and insert "second Saturday in October".

Amendment No. 7

On page 4, line 1, strike out "second Tuesday in September", and insert "first Tuesday in October".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 14

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RODDA, Chairman

MOTION TO AMEND SENATE BILL NO. 14

Senator Hollister moved that Senate Bill No. 14 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 14—An act to amend Section 1781 of the Education Code as enacted at the 1959 Regular Session, relating to the annexation, to school districts, of territory not in an elementary or high school district.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate March 9, 1959, strike out "Section 1781", and insert "Sections 1781 and 1782".

Amendment No. 2

On page 1, line 10, strike out "shall", and insert "may".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 15, insert

"SEC. 2. Section 1782 of said code is amended to read:

1782. Upon receipt of the recommendation of the report of the Committee on School District Organization, the board of supervisors [shall] *may* set a date of hearing and [shall] *may* give notice thereof as provided in Sections 1814 to 1816, inclusive."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

RESOLUTIONS

The following resolution was offered:

By Senator Teale:

Senate Resolution No. 58

Relating to the commendation of Mr. Robert M. Wieland

WHEREAS, Mr. Robert M. Wieland, born in Kieffer, Oklahoma, August 21, 1924, an employee of Pacific Telephone and Telegraph Company for almost 10 years, is presently assigned as a switchman at Angels Camp helping to maintain central office equipment in three step by-step central offices and equipment in a microwave station; and

WHEREAS, Mr. Robert M. Wieland served in the United States Navy from 1943 to 1945 as a Gunner's Mate 3/c and is presently a member of the American Radio Relay League and an active member in Sonora Civil Defense; and

WHEREAS, At 1.30 in the morning on February 16, 1958, when returning to his headquarters in a company jeep after clearing a case of trouble, Mr. Wieland saw the main building of an isolated winter resort in flames; he stopped his jeep and swung its headlights on the building; and a car parked in front indicated that there might be people inside; and

WHEREAS, He ran quickly to the rear door and pounded and yelled to arouse the occupants; failing to get an answer, he ran to the front and continued his efforts; finally he roused the owner, Mr. Jack C. Dill, who with his wife had been sleeping in the attic of the third-story building; both were close to asphyxiation; their 18 year-old son was asleep in the basement; while Mr. Wieland, with the aid of his flashlight, led Mrs. Dill through the smoke to safety, the owner went to rouse the son; and

WHEREAS, With all the occupants safe, the men went to work extinguishing the flames; the only source of water was a 100 gallon tank on the roof; while the senior Mr. Dill played a hose on the outside of the building, Mr. Wieland used a bucket to fight the flames on the inside; and eventually the fire was extinguished; and

WHEREAS, Had Mr. Wieland driven the four miles to the nearest telephone to get help, three lives undoubtedly would have been lost and the property destroyed; and

WHEREAS, Mr. Wieland's unselfish service exemplifies the finest traditions of service to the public, for which he has received the Vail Award; now, therefore, be it

Resolved by the Senate of the State of California, That the members do hereby commend Mr. Robert M. Wieland for his alertness, quickness and prudence in the face of an emergency and congratulate him on his receiving the Vail Award; and be it further

Resolved, That the Secretary of the Senate is directed to have a suitably prepared copy of this resolution transmitted to Mr. Robert M. Wieland.

Resolution read, and ordered to third reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 981: By Senator Hollister—An act to amend Sections 8938, 8947, and 8954 of, to add Sections 8965 and 8966 to, and to repeal Sections 8965 and 8966 of, the Business and Professions Code, relating to yacht and ship brokers.

Referred to Committee on Business and Professions.

Senate Bill No. 982: By Senator Hollister—An act to amend Section 33 of the Municipal Water District Act of 1911 (Ch. 671, Stats. 1911), relating to inclusion or annexation of other public districts within municipal water districts.

Referred to Committee on Local Government.

Senate Bill No. 983: By Senator Grunsky—An act to amend Section 814.3 of the Agricultural Code, relating to lettuce containers.

Referred to Committee on Agriculture.

Senate Bill No. 984: By Senators Burns, Beard, Brown, Christensen, Johnson, Regan, Berry, Collier, Fisher, Richards, Rodda, Gibson, and Teale—An act to amend Sections 20017.75, 20306, and 21330 of, to

repeal Sections 21290.75 and 21363.75 of, and to add Sections 15004, 20602.91, 20602.92, 20603.4, 20604.7, 20750.42, 20803.7, 20950.7, 20980.7, 21022.1, 21252.7, 21256.3, 21257.3, 21263.1, 21290.75, and 21363.75 to, the Government Code, relating to certain law enforcement personnel of the Department of Justice.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 985: By Senator Beard—An act to add Chapter 25 (commencing at Section 1440) to Division 2 of the Health and Safety Code, to repeal Sections 200, 201, 202, 203, 203.5, 205.6, 203.7, 203.8, 203.9, 204, 204.5, 206, 206.5, 6000, 6001, 6002, 6002.5, 6003, 6004, and 6005 of the Welfare and Institutions Code, and to add Section 202 to the Welfare and Institutions Code, relating to county medical facilities.

Referred to Committee on Local Government.

Senate Bill No. 986: By Senator Arnold—An act to amend Section 517 of the Public Utilities Code, relating to regulation of public utilities.

Referred to Committee on Public Utilities.

Senate Bill No. 987: By Senator Shaw—An act to amend Section 74261 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 988: By Senator Christensen—An act to amend Section 10500 of the Water Code, relating to the appropriation of water by the Department of Water Resources.

Referred to Committee on Water Resources.

Senate Bill No. 989: By Senator Stiern—An act to amend Section 28111 of the Government Code, relating to compensation for public service in a county of the eleventh class.

Referred to Committee on Local Government.

Senate Bill No. 990: By Senator Murdy—An act to amend Sections 35501 and 35507 of the Government Code, relating to exclusion of territory from a municipality.

Referred to Committee on Local Government.

Senate Bill No. 991: By Senator Murdy—An act to amend Section 61600 of the Government Code, relating to community services districts.

Referred to Committee on Local Government.

Senate Bill No. 992: By Senator Regan—An act to add Article 4 (commencing at Section 69640) to Chapter 5 of Title 8 of the Government Code, and to amend Section 69741 of the Government Code, relating to superior courts.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 993: By Senator Dolwig (Co-authored by Assemblyman Britschgi)—An act to amend Section 25526 of the Government Code, relating to sale or lease of county real property.

Referred to Committee on Local Government.

Senate Bill No. 994: By Senator Byrne—An act to amend Sections 490 and 500 of the Agricultural Code, relating to milk and milk products.

Referred to Committee on Agriculture.

Senate Bill No. 995: By Senator McBride—An act to amend Section 18 of the Water Conservation Act of 1931 (Ch. 1020, Stats. 1931), relating to financial statements.

Referred to Committee on Water Resources.

Senate Bill No. 996: By Senator Cobey—An act to add Section 7214 to, and to repeal Section 7214 of, the Business and Professions Code, relating to guide dogs for the blind.

Referred to Committee on Business and Professions.

Senate Bill No. 997: By Senator Cobey—An act to amend Section 35400 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the length of semitrailers.

Referred to Committee on Transportation.

Senate Bill No. 998: By Senator Cobey—An act to amend Sections 35400 and 35401 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the lengths of semitrailers and combinations of vehicles.

Referred to Committee on Transportation.

Senate Bill No. 999: By Senator Teale—An act to create the Mariposa County Water Agency, prescribing its powers and duties, providing for its organization, operation, and management, and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for issuance of bonds, providing for the levy and collection of taxes for the payment of such indebtedness, providing for the issuing of bonds payable solely from revenues of the agency, providing for the levy and collection of taxes for the payment of general agency expenses and for co-operation and contracts with any entity, declaring the urgency thereof and providing that this act shall take effect immediately.

Referred to Committee on Local Government.

Senate Constitutional Amendment No. 17: By Senator Regan—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding a new section to be numbered 11.1 to Article VI, relating to courts of justice.

Referred to Committee on Judiciary.

ADJOURNMENT

At 5.10 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Tuesday, March 17, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-FIFTH LEGISLATIVE DAY

FIFTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, March 17, 1959

The Senate met at 10 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cohey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murly, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

"Christ be with me
Christ be before me
Christ be after me
Christ within me
Christ beneath me
Christ above me
Christ at my right hand
Christ at my left hand
Christ in the fort
Christ in the chariot
Christ in the ship
Christ in the heart of every man who thinks of me
Christ in the words of every man who speaks to me
Christ in every eye that sees me
Christ in every ear that hears me." * AMEN.

* From the Breastplate of St. Patrick.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Donnelly, on motion of Senator Collier, due to illness.

Senator Teale, on motion of Senator Farr, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Harry Horton, member of Board of Bar Governors, of El Centro.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to L. F. Curry, of South Gate; Raymond Campbell, of Huntington Park; and Clarence S. Young, of Compton.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joe Weedon and John Prokopowich, of Long Beach; Ed Tanski and Ray Southard, of Huntington Park; George Pinada and Stanley J. O'Neill, of San Bernardino; Charles Coleman, of Glendale; George Masters, of Norwalk; and Mr. and Mrs. Joe Southerland, of Fontana.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Brady, instructor, and the following students of the A. B. Morris School, Castro Valley: Shirley Cowart, Sheila Downs, Connie Drury, Donna Eggman, Karen Hancock, Karen Jacobson, Marguerite Lake, JoAnn Martin, Jane Mazzoni, Jane McGill, Pamela Orn, Sonza Perrieh, Sharon Quist, Jerri Sones, Cathy Stephens, Wyndelle Wells, Phillip Aarhus, Herb Blank, Jeff Blau, Tom DeJong, Martin Meier, Christopher Oase, Robert Padgett, Paul Pantun, Stanley Sovell, Dennis Sesar, Don Soegaard, Dave Stone, Sam Vigil, Kendall Wheeler, Bernd Liedke (exchange student from Germany), Carolyn Blackburn, JoAnn Brightwell, Evelyn Camara, Diane Ferraro, Sae Hail, Diane Hardin, Gail Hoyt, Susan Jensen, Frances Lucchesi, Elaine Mickleborough, Jeanette Mason, Linda Selaya, Elizabeth Sharrar, Judy Stowers, Judy Such, Kathie Swanson, Diane Thomsen, Andrea Wolf, Ray Bachiller, Kenneth Carroll, Jack Dalton, Vince Denham, Curtis Holt, Richard Hughes, Erik Johnson, George Kawaguchi, Ricky LaKomy, Greg Lindsay, Bill Mackey, Charles Moore, Jim Neighbor, Ed Nelson, Darryl Peterson, Marvin Safford, and Ralph Wolf.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sisters Oliver and M. Liguori, instructors; Mrs. E. Ducey, Mrs. C. Fernandes, Mrs. H. Trieweller, and Mrs. M. Serpa, adults; and the following students of the Sacred Heart School, Turlock: Joseph E. Amcer, Ronald J. Borges, Larry Cunha, Carle DeSalles, Daniel Ducey, Denis Ducey, Charles A. Fernandes, Katherine M. Garcia, Diana R. Hupp, David Keeler, Carol A. Logan, Raymond J. Macedo, David Mendonea, Catherine Ofeldt, Gabrielle Ottman, Sharolyn Pimentel, Francis Ratajezak, John Sanders, Robert Sanders, Dennis M. Serpa, Alfred Speekens, Joanne Vierra, Leslie E. Wehe, and Milton L. Trieweller.

On the request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Luis Costa, Mr. Charles Engvall, Mrs. H. Ramsay, Mrs. Ray Stiff, Mrs. D. Rowe, and Mrs. H. Winner, adults, and the following students of the Loomis Union Grammar School District, Loomis: Dale Barker, Dennis Flynn, David Garrison, Mark Griffith, Francis Lindssy, John Locke, Kenneth Maniord, Nori Morimoto, Michael Ogden, Douglas Rowe, Donald Scholz, Danny Sorenson, Ronald Traylor, John Turnbull, Jerry

Wallace, John Yoshikawa, Bob Kinglenger, Sharon Barker, Marilyn Cagle, Rosemary Campion, Barbara Coe, Denise Espinor, Sheila Fischer, Marcia Gates, Kathie Kott, Carol Lemos, Patricia Omachi, Martha Quare, Janis Reed, Linda Roney, Jane Scott, Roxana Strock, Agnes Takahashi, Diane Uyeda, Cheri Winner, Sue Yamashita, Eileen MacIntyer, Louise Montero, Ray Brown, Albert Camp, Michael Furnoy, James Garrison, Bennie Harvell, John Kinder, Manuel Leighton, Steve March, Louis Montero, Larry Nakashima, David Osborn, Michael Ross, Edward Scanlon, Michael Sorber, Dennis Stiff, Alan Takagishi, Dick Virgil, John Weller, John Wilks, Loxi Barnes, Janice Campbell, Susan Coburn, Donna Denton, Joyce Farmer, Patricia Forrest, Kathryn Garrison, Vera Guy, Waunita Grossman, Sharon Lamb, Joyce McKinley, Beth Olness, Jane Onga, Charlynn Ramsay, Celia Sandoval, Sandra Templin, Kathleen Williams, Linda Wood, and Alice Yamamoto.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. W. K. Harkey, Mrs. K. Yokotobi, Mrs. David Waller, Mrs. W. L. Parnow, Mr. F. B. Mitchell, and Mr. Karl Starr, adults; and the following students of the Manzanita School, Gridley: Patricia Bowen, Jean Boyd, Jack Brown, Ronnie Crites, Stanley Gunterman, Timmy Inouye, Jerry Johnson, Theron Palmer, Linda Sexton, Betty Skelly, Naomi Tanimoto, Nickie Todd, Christine Ungerman, Roxie Vaughn, Anna Von Latta, Terry Wright, Jean Yokotobi, Jean Aldrich, Linda Groff, Keith Hamilton, Barbara Harkey, Darlene Hoch, Gary Mitchell, Andy Oropeza, Carolin Owens, Bill Parnow, Clifford Rogers, Terry Smith, Judy Tanimoto, Sharon Tanimoto, Richard Tierney, and Nancy Waller.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Amar, Mrs. Sutter, and Mrs. Esther Coleman, instructors, and the following students of Strobbridge School, Alameda County: Nicholas Andrade, David Bettencourt, David Bush, Carlyle Corson, Bonnie Crowe, Richard Deming, Michael Donovan, Klea Eicholz, Cheryl Enos, Kathleen Fernandes, David Fleisher, Marlene Hanson, Lois Hopton, Edmund Jones, Clayton Larson, Patricia McDiarmid, Janet Marshall, Linda Meyer, Judy Moore, Bonnie Myhre, Thomas Pappas, Bonilyn Penny-packer, Mary Joan Schaap, Mary Seel, Veronica Silva, Dean Sutcliffe, Larry Valenzin, David Weir, Judie Allen, Thomas Bartley, Eddie Binkley, Richard Carlson, Ronald Ellis, Frank Fitzpatrick, Diana Giguere, Garry Goodenough, Linda Gray, David Harris, Merrill Holowell, Harold James, Charles Lill, Mary Lombardi, Harriet Loyle, Paulette McCandless, Barbara McFadden, Lorraine McMillen, Richard Manwarren, Robert Miller, Mary Millican, Kathleen Moniz, Thomas Myers, Lee Nordahl, Michael Overman, Thomas Patino, Josie Ryder, Lilly Santos, Jim Scroggins, Stephen Shaw, and Lucille Smith.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Castlemont, Frick, Webster and Parker Parent-Teacher Associations: Mrs. G. Swanstrom, Mrs. M. Cogswell, Mrs. J. Vance, Mrs. J. Lowry, Mrs. M. Belmessieri, Mrs. A. Olson, Mrs. W. Allen, Mrs. G. Foster, Mrs. J. Wurtz, Mrs. E. Bargagliotti, Mrs. R. Noland, Mrs. L. Watson, Mrs. J. Lienhard, Mrs. E. McFadden, Mrs. D.

Steward, Mrs. W. Davis, Mrs. A. Larson, Mrs. J. Edwards, Mrs. L. Edwards, Mrs. M. Anderson, Jane Barnard, Martha Lencioni, Zella Brearty, Anna Reimann, Helen Coffee, Dorothy Rhue, Roy Combs, Mary McCarioll, Mrs. S. Kister, Mrs. E. Marquardt, Mrs. F. La Rocca, Mrs. B. Miesner, Mrs. G. Phillips, Mrs. H. Hasley, Mrs. L. Daniel, Maybell, Nicolet, Esther Dorisse, Erma King, Mrs. S. Nickels, and Mrs. R. Priegnity, all of Oakland.

CALL OF THE SENATE

Senator McCarthy moved a call of the Senate.

Motion carried.

Time, 10.10 a.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 883

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 883—An act to amend Sections 57, 70, 331, 332, 3031, 4006, 4332, 4751, and 7049 of the Fish and Game Code, relating to licenses for taking mammals.

Referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 551

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 558

Senate Bill No. 639

Senate Bill No. 671

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Joint Resolution No. 8

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 507

Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:
Assembly Bill No. 91

Has had the same under consideration, and reports the same back with amendments
with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 741

Senator Slattery moved that Senate Bill No. 741 be withdrawn from
Committee on Agriculture for purpose of amendment, and re-referred
to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 741—An act to add Section 804.2 to the Agricultural Code, relating to shipment of pears outside the State.

Bill read second time.

Motion to Amend

Senator Slattery moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Nothing", and insert "Whenever grade, quality, size, maturity, or utilization regulations or requirements for pears for processing are established pursuant to a marketing program or a marketing order, nothing".

Amendment read, and adopted.

Bill ordered printed, and to be re-referred to Committee on Agriculture.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE**MOTIONS TO RECONSIDER**

Senate Bill No. 143—An act to add Section 856 to the Fish and Game Code, and to amend Section 817 of the Penal Code, relating to members of the Wildlife Protection Branch of the Department of Fish and Game.

Motion to Reconsider Senate Bill No. 143

Pursuant to his motion previously made, Senator Beard moved that the Senate, at this time, reconsider the vote whereby Senate Bill No. 143 was passed.

The roll was called, and Senate Bill No. 143 reconsidered by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Cobby, Collier, Coombs, Dolwig, Eber, Johnson, Christy, Holmquist, Johnson, McVeen, McBride, McCarthy, Miller, Munk, Rattagan, Richards, Riecke, Shaw, and Steen—23.

NOES—Senators Arnold, Byrne, Christensen, Driworth, Erhart, Hollister, Montgomery, O'Sullivan, Short, Slattery, Thompson, and Williams—12.

MOTION TO RE-REFER SENATE BILL NO. 143

Senator Collier moved that Senate Bill No. 143 be re-referred to Committee on Judiciary.

Motion to Amend

Senator Williams moved that the motion by Senator Collier be amended, by striking out Judiciary and inserting Fish and Game.

Motion to Lay on Table

Senator Beard moved that Senate Bill No. 143 be laid on the table. Motion lost.

Further Consideration of Motion to Amend

The President put the question.

The question being on the motion of Senator Williams to amend Senator Collier's motion to re-refer Senate Bill No. 143 to Committee on Fish and Game instead of Committee on Judiciary.

Motion to amend lost.

Further Consideration of the Motion to Re-refer Senate Bill No. 143 to Committee on Judiciary

The President put the question.

The question being on the motion by Senator Collier that Senate Bill No. 143 be re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS

Senate Bill No. 446—An act to amend Sections 3031, 3240, 3242, 3245, 4006, 4751, and to repeal Sections 3243 and 3244 of the Fish and Game Code, relating to licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, after line 20, of the printed bill, insert

"(c) To the wife of any veteran, as defined in Sections 800 or 980 of the Military and Veterans Code, upon payment of the fee specified in subdivision (a), even though she be an alien."

Amendment No. 2

On page 2, lines 34 and 35, strike out "natural person", and insert "individual".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 600—An act to amend Section 639 of the Agricultural Code, relating to milk and dairy products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "Whip cream topping", and insert "Whipped cream".

Amendment No. 2

On page 1, lines 16 and 17, strike out "whip cream topping", and insert "whipped cream".

Amendment No. 3

On page 1, line 19, strike out "whip", and insert "whipped cream or".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 638—An act to amend Sections 1261 and 1269, Agricultural Code, relating to produce dealers.

Bill read second time, ordered engrossed, and to third reading.

Senate Joint Resolution No. 9—Relative to scrapie disease of sheep. Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, line 16, of the printed measure, strike out "as", and insert "has".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 282—An act to amend Section 766 and to repeal Section 767 of the Financial Code, relating to loans and investments by banks and trust companies.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 567—An act to add Section 2192.1 to the Revenue and Taxation Code, relating to the effect of tax.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 560—An act to amend Section 1080 of the Agricultural Code, relating to use and application of injurious materials.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 561—An act to amend Section 4395 of the Agricultural Code, relating to testing, weighing, and sampling of fluid milk.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 569—An act to amend Section 660 of the Agricultural Code, relating to milk products plant licenses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 583—An act to amend Section 1101 of the Agricultural Code, relating to egg standards.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 695—An act to amend the title of Article 3 (commencing at Section 14893) of Chapter 3 of Part 5, Division 12 of, to amend Section 14906 of, to add Section 14895 to, and to repeal Section 14897 of the Health and Safety Code, relating to the abatement of hazardous weeds.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 835—An act to amend Sections 802.6 and 823.53 of the Agricultural Code, relating to grape containers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 840—An act to amend Section 1239 of the Agricultural Code, relating to agricultural warehouse inspection and license fees.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 888—An act to amend Sections 1010 and 1011 of, and to add Section 1011.5 to, the Agricultural Code, relating to spray residue.

Bill read second time, and ordered to third reading.

Assembly Bill No. 370—An act to repeal Section 25082 of the Government Code, relating to meetings of boards of supervisors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 452—An act to amend Section 5901 of the Education Code and Section 21301 of the Education Code as proposed by Senate Bill No. 2, relating to school district funds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 20—An act to repeal Sections 4031, 26133, 26281, 26327, 26328, 26329, 26330, 26331, 31879, 31880, 31903, 31924, 31943, 31944, 31945, 31946, 36959, 37154, 50372, and 53503, and to amend Sections 1650, 1651, 4029, 4030, 26230, 26326, 27543, 31878, 31881, 31900, 31901, 31902, 31942, 31970, 32449, 32451, 34053, 34576, 34702, 35113, 35306, 37151, 37153, 37156, 37157, 50330, 50333, 50334, 51611, 51614, 51645, 51652, 53500, 53672, 60386, and 60415 of the Water Code, relating to recordation of instruments.

Bill read second time, and ordered to third reading.

Assembly Bill No. 489—An act to amend Section 23772 of, and to add Section 26072.7 to, the Revenue and Taxation Code, relating to corporations exempt under the Bank and Corporation Tax Law, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 8—An act to add Section 34315.5 to the Health and Safety Code, relating to housing authorities.

Bill read third time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, after "property", insert "not needed by the authority".

Amendment No. 2

On page 1, line 4, after "district", insert "for fire protection purposes".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to second reading.

Senate Bill No. 177—An act to add Division 19 (commencing at Section 70000) to the Water Code, relating to levee districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 551—An act to amend Sections 74502, 74503, 74504, and 74504.5 of the Government Code, relating to the municipal court in the City and County of San Francisco.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—43.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 215—An act to amend Sections 6075 and 6077 of the Harbors and Navigation Code, relating to harbor districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1000: By Senator Holmdahl—An act to add Sections 12078 and 12079 to the Penal Code, relating to sale of concealable firearms.

Referred to Committee on Judiciary.

Senate Bill No. 1001: By Senator Holmdahl—An act to amend Sections 12026 and 12071 of the Penal Code, relating to firearms capable of being concealed on the person.

Referred to Committee on Judiciary.

Senate Bill No. 1002: By Senator Holmdahl—An act to amend Section 12052 of the Penal Code, relating to the issuance of licenses to carry concealed firearms.

Referred to Committee on Judiciary.

Senate Bill No. 1003: By Senator McAteer—An act to amend Section 209.5 of the Revenue and Taxation Code, relating to the tax exemption of vessels in the process of construction, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1004: By Senator Murdy—An act to add Section 11563.5 to the Business and Professions Code, relating to subdivision maps.

Referred to Committee on Business and Professions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 94

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 94—Relating to St. Patrick's Day.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 94, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 94

Assembly Concurrent Resolution No. 94—Relating to St. Patrick's Day.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Eihart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 277

Assembly Bill No. 527

Assembly Bill No. 641

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 277—An act to amend Section 3 of an initiative act entitled "An act providing for daylight saving time in the State of California," approved by electors November 8, 1949, relating to daylight saving time, said amendment to take effect upon the approval thereof by the electors, and providing for the submission thereof to the electors.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 527—An act to add Chapter 5 (commencing at Section 31585) to Part 6 of Division 12 of the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 641—An act to amend Section 795 of the Agricultural Code, relating to citrus.

Referred to Committee on Agriculture.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH

At 10.45 a.m., on motion of Senator McCarthy, further proceedings under the call of the Senate were dispensed with.

ADJOURNMENT

At 10.46 a.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m., Wednesday, March 18, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SIXTH LEGISLATIVE DAY

FIFTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, March 18, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, we pray that we may bring healthy minds to the consideration of the important work which we have been sent here to do. To this end may we heed the admonition of St. Paul: "Finally, whatsoever things are true, whatsoever things are honorable, whatsoever things are just, whatsoever things are pure, whatsoever things are lovely, whatsoever things are of good report; if there be any virtue, and if there be any praise, think on these things." AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Dilworth, on motion of Senator Williams, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the San Lorenzo Valley Council of Republican Women: Lottie E. Hayes, Jo Eichelberger, Marjorie M. Wright, Marion H. McPherson, Doris Woehl, Ethel Hutchison, Betty McWhinney, Pat

Hubbard, Ann Cook, Virginia Peterson, Colette Gwinn, Midge Schumaker, Eva A. Kurtz, Helen T. Denton, Lillian Otis, Audrey J. Fordyce, Penelope Krueger, Lizette DeMoe, Louise Rawson, Hazel Eggleston, Ivy Lee Weatherly, Shirley Gleason, Hazel Lundgren, Alice Earl Wilder, Vanessa Miller, Barbara Morris, Paddy Smith, Winnie Hammond, Linda Lynch, Jacky Conelly, Betty Bushman, Margaret Leete, Mabel Reed, Betty Harrold, and Ethel Anderson.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Loomis School: Linda Wood, Dennis Stiff, Beth Olness, Albert Camp, and Mike Furnoy.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alysse Sunseri and Mrs. Bernice Balistreri of San Jose.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Clarence Goodrich of Soldatna, Alaska.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Brig. Gen. and Mrs. Frank C. Myers of Fallbrook; and Mr. LeRoy Wright of San Diego.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lawrence Draper, president, Mr. Irving Breyer, secretary, and Mrs. Claire Matzger, member, San Francisco Board of Education; Father James Flynn, director, Catholic Charities, San Francisco; and Mr. Alexander Tisnado of San Francisco.

On request of Senators McAteer and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Monsignor Thomas Markham of Sacramento.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ethylanne Didion, Judy Levy, and Mr. and Mrs. Ben S. Setliff of Sacramento; and Mr. and Mrs. S. M. True of Plainview, Texas.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. J. Thomas Crowe of Visalia; Mr. D. J. Willson of Woodlake; Mr. and Mrs. Theodore Cairns and Mrs. Evelyn Haynes of Lindsay.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Catherine Burch, Roy Gustafson, George Matthews, and Kreis Vezie, adults, and the following students of the Neil Cummins School, Corte Madera: Judy Anderson, Steven Arntz, Judy Askew, Diana Bailey, Toni Banducci, Nancy Bell, Linda Briggs, Craig Campbell, Jack Cannon, Larry Chambers, Bob Connell, Charleen Coverdale, Kathy Day, Valerie De Gorag, Dianne Dienstein, David Dukes, Paul Ellis, Matthew Evers, John Feerick, Mary Feerick, Trygve Gabrielson, Jeff Garrison, Jim Georgedias, Thomas Gill, Howard Gold, Ken Goodreau, Thomas Graefe, Barbara Green, Richard Hargis, Chris Harmaak, Ronald Herbert, Claudine Hill, Jim Holt, Ross Hudson, Tim Ibanez, Penny Ingraham, Paul Israel, Pamela Johnston, Richard Johnston, Sue Kern, Jim Kranfelder, Sue Lenci, Paul Leslie, Donna Logan, Bert Lowry, Ray Mather, Jim

McClure, Jeanne Mitchell, Bonnie Mitsch, Ken Mooney, Madelon Morgan, Mary Morin, Becky Morris, Forrest Natalini, Bill Nelson, Nancy Nelson, Steve Potter, Carole Reynolds, Carole Ann Reynolds, Frank Rivaro, Charles Robinson, Jeanine Sarraile, Lotus Schaffer, Laurie Schwartz, Ardyn Short, Richard Simon, Nancy Southerland, Randy Sperry, Donna Storrs, Warren Talley, Rosemary Trent, Jim Troppmann, Ken Valk, Teddy Victorino, Kit Warne, Jauneice Wells, Pam Wentworth, Steve White, and Bonnie Witman.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber, for this day was unanimously extended to August Leal, instructor; Cora Brown and Alvin Brown, adults, and the following students of the Cressey Elementary School, Cressey: Robert Brown, Kenneth Campodonico, Robert Kawasaki, Robert League, Robert Okano, Dean Tanji, Linda Crain, and Celedonio Pelayo.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Vollick, Mr. Cartwright, and Mrs. Esther Coleman, instructors, and the following students of the Strobbridge School, Alameda County: Celeste Andrade, Barbara Baroa, Patricia Bellhomini, Marlene Boronda, Harold Bradley, Bob Brauer, Daniel DeLeon, Charles Driskill, Wayne Gilbert, Leland Harward, Ralph Holowell, Shirley Kozak, Glenn Latleur, Susan Lovejoy, Angelina Luchesi, Carla MacGregor, Diana Moore, Terry Mosier, Rudy Nevarez, Larry Osterman, Sheila Rhodes, Randall Sevilla, Susan Shedd, Joyce Sheldon, Kenneth Shields, Cynthia Smith, Ken Snyder, Stephen Thompson, Mike Tubbs, Roger Williams, JoAnn Willis, Jerry Barnes, Lana Callistro, Clarence Carlton, Ronald Carpenter, Julia Carver, Dale Clark, Bonnie Cole, Madeline Coopman, Cathy Crowell, JoAn Erickson, Joan Ferguson, Joan Fernandez, Susan Ferrel, Michael Gilmore, Jim Gindlesberger, Ronald Heckart, Tina Hernandez, Terry Horton, Sherry Hubbard, Sharon Kinder, Sandra Loffler, Terry McCarthy, Alan Marciel, Jerry Miracle, Bill Peterson, Sandy Ravazza, Kenneth Sandall, Bill Schwerm, Bill Silva, Justin Tanner, and Patricia Verandas.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles M. Roveto, Jim Coffey, Jess Trindade, Mrs. Jess Trindade, Mrs. Albert Favier, Mrs. Oneta Mattos, Mrs. Joama Herrera, Mrs. Kenneth McGill, and Miss Eleanor Santos, adults, and the following students of the McSwain Union Elementary School, Merced: Carol Beames, Duane Beutel, Jeannette Dias, Carol Dunham, Mary Faria, Carol Favier, Brenda Herfurth, Arlene Labenderia, Diane Machado, Vickie Machado, Emily Marks, Peggy Mattos, LaVerne McManus, Joanne Muratore, Lynn Silliman, Linda Souza, Ruby Walker, Gladys Williams, Billy Alford, George Garribay, Jim Herrera, Donald Keut, Dennis Kissack, Tommy Mitchell, Kenneth Schnepel, Richard Souza, Jim Teixeira, Gerry Trindade, Jimmy Walker, Joe Covington, and Joe Norris.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Joseph A. Cota, Jr.; G. T. "Sarge" Cunningham, City Councilman; Tom Dorney, City Councilman; Mrs. Bessie Kramer, City Councilwoman; Claude

Berquist, President, Seaside Chamber of Commerce; John Bean, Director, Seaside Chamber of Commerce; Del Bear, Director, Seaside Chamber of Commerce; Ray Benson, Director, Seaside Chamber of Commerce; Anthony Caniglia, Director, Seaside Chamber of Commerce; Robert Higgins, Director, Seaside Chamber of Commerce; Ray Jones, Director, Seaside Chamber of Commerce; Lee Martelli, Director, Seaside Chamber of Commerce; Dr. John Craige, former city councilman; Ebb Davis, Audio Engineering Company; Dr. William Forestelle, M.D., former director, Seaside Chamber of Commerce; John Glaze, Manager, Seaside Branch, First National Bank of Monterey; Dr. Gordon Hambrook, Planning Commissioner; Harold Iverson, Assistant Manager, Bank of America; "Scotty" Jackson, owner, Santa Lucia Motel; Ardell Knight, owner, Knight's Appliances; Julius Krause, Manager, Sprouse-Reitz Company; Fred Mitchell, Past President, Seaside Chamber of Commerce; Dr. Vincent Otis, M.D., former director, Seaside Chamber of Commerce; Sterling Patrick, Patrick Plumbing Supply; Jack Sloan, The Fireside; Fred Sorri, *Monterey Peninsula Herald*; and James March, Secretary-Manager, Seaside Chamber of Commerce, all of Seaside.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Marvin Smith, superintendent, Allan Petersdorf, assistant superintendent, and Edward F. Newman, trustee, Castro Valley Elementary School District; Harvey Binns, Paul Godkins, and George Talbot of Oakland; Edmund R. Raggio, Lloyd H. Ferber, and Mrs. Opal Noel of San Leandro; and Gerald Klatt and Wayne Klatt of Richmond.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Janet Medina and Harris C. Medlock of Los Angeles; Mrs. Donna Payne of Van Nuys; Raymond Campbell of Huntington Park; Raymond J. Young of Norwalk; Clarence Young of Compton; Mr. and Mrs. Steve Darcy of Torrance; Mr. and Mrs. Jim Reed of Downey; Mrs. William Hansen, member of Pasadena Planning Commission of Pasadena; Mr. W. C. Farquhar of Palos Verdes Estates; and Mr. August Riess, West Basin Municipal Water District of Lawndale.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

OPINION OF LEGISLATIVE COUNSEL

STATE OF CALIFORNIA, OFFICE OF THE LEGISLATIVE COUNSEL

STATE CAPITOL, SACRAMENTO, March 13, 1959

Hon. Glenn M. Anderson, Lieutenant Governor

State Capitol, Sacramento, California

Absence of the Governor—No. 10235

DEAR GOVERNOR ANDERSON: You have asked two questions concerning the powers and duties of the Lieutenant Governor during the absence of the Governor from the State. You asked whether, during such a period, there is any legal objection to the Lieutenant Governor continuing to perform his duties as President of the Senate and whether

as acting Governor he can also sign or veto a bill which he has authenticated as presiding officer as having been passed.

Opinion No. 1

While the matter is not absolutely certain, we think that there is no legal objection to the Lieutenant Governor continuing to act as President of the Senate during the time the Governor is absent from the State. Despite our opinion on this point, however, we think it would be preferable for the Lieutenant Governor to avoid acting in both capacities during such a period.

Analysis No. 1

The California courts have not had occasion to pass upon the question which is presented. In *People v. Budd* (1896) 114 Cal. 168, during the time Section 16 of Article V of the Constitution provided that the powers and duties of the Office of Governor "shall devolve upon the Lieutenant Governor" in the event of the death of the Governor, the court said:

"It will be seen that in case of a vacancy in the Office of Governor the vacancy is not to be filled, but the powers and duties devolve upon the Lieutenant Governor, who does not cease to be Lieutenant Governor."

The question in this case, however, did not involve the death or absence of the Governor; thus, the quoted language is dictum and not a square holding on the point. In 1948 a constitutional amendment was adopted by the people which makes it clear that the Lieutenant Governor becomes the Governor in the event of a vacancy in the Office of Governor (Art. V, Sec. 16), but the language of that section remained unchanged insofar as the Governor's absence from the State is concerned. Consequently, during the Governor's absence, "the powers and duties of the Office of Governor devolve" upon the Lieutenant Governor. Under these circumstances we think the court would follow the language of the *Budd* case, would hold that there is no vacancy in the Office of Governor and would hold that the duties of that office merely devolve upon the Lieutenant Governor, who continues to occupy the Office of Lieutenant Governor. Under similar constitutional provisions a number of courts have held that the duties of the Governor are simply added to those of the Lieutenant Governor, or other officer upon whom the duties devolve, and that such officer continues to hold the secondary office upon which the duties have devolved. (*State ex rel. Hardin v. Sadler* (Nev. 1897) 47 Pac. 450; *Clifford v. Heller* (1899) 63 N. J. Law 105, 42 Atl. 155; *Futtrell v. Oldham* (1913) 107 Ark. 386, 155 S.W. 502; *State v. McBride* (Wash. 1902) 70 Pac. 25; *State v. Garvey* (1948) 67 Ariz. 304; 195 Pac. 2d 153; *State v. Mitchell* (Mont. 1934) 34 Pac. 2d 369; *People v. Cornforth* (Colo. 1905) 81 Pac. 871).¹ In the *Clifford*, *Futtrell* and *Cornforth* cases, *supra*, the courts held that the resignation of, or defeat for, the secondary office upon which the duties of Governor

¹ A distinction is made where the constitutional provision is that the office of Governor, rather than merely the duties, shall devolve. This is the case under the Federal Constitution and that of such states as Oregon. (See *Olcott v. Huff* (Ore. 1919) 181 Pac. 466.) In these cases the secondary officer succeeds to the higher office.

meant that the displaced officer could no longer exercise the powers and duties of Governor.

Since the Lieutenant Governor continues to hold that office during the Governor's absence, the question is whether there is any inconsistency with respect to presiding over the Senate) arising from the fact that "the supreme executive power of the State," ordinarily vested in the Governor (Const., Art. V, Sec. 1), has devolved upon him. The problem can be emphasized by consideration of the language of Article III, Section 1, of the Constitution which states that no person properly charged with the exercise of powers properly belonging to one of these departments (that is, the legislative, executive or judicial) shall exercise any powers appertaining to either of the others. In this instance, of course, the whole executive power of the State has devolved upon the Lieutenant Governor, and yet he has important legislative functions in presiding over the Senate. Not only does he regulate the course of procedure in the Senate by virtue of his office as president, but he has the casting vote in the event of a tie (Const., Art. V, Sec. 15). It is entirely possible, in such a case, that the Lieutenant Governor might cast the deciding vote in the Senate, might certify to the bill's passage, and then might sign it as acting Governor. Or, if he vetoed the bill as acting Governor, he might have the obligation of presiding over the consideration of his veto as presiding officer of the Senate and the duty of signing a certificate as to whether the bill has been passed over his veto (Gov. C. Sec. 9513). The inconsistency involved in one person's assuming all of these duties is apparent, but the question remains whether there is any legal prohibition against his doing so.

Upon prior occasions this office has advised Lieutenant Governors that it would be desirable for them to refrain from acting as Presidents of the Senate during the time the duties of the office of Governor had devolved upon them, and, insofar as we know, no Lieutenant Governor has presided over the Senate during such a period. This procedure would avoid all question on the matter, but if the point should arise, we incline to the view that the courts would sustain the action taken. This opinion is based upon such cases as the *Clifford* case, *supra*, in which the court considered the inconsistencies mentioned above in relation to the separation of powers clause. The court said (42 Atl. 155, at 157):

"The President of the Senate exercises the powers of the Governor; the President of the Senate performs the duties of the Governor; the President of the Senate receives the emoluments of that office. He is still President of the Senate, with the added duties required of the chief executive of the State imposed upon him. . . . He retains his office of senator; and as President of the Senate, and not as Governor, he exercises the added powers and performs the superimposed duties."

The court pointed out that the New Jersey separation of powers clause itself indicated that the Constitution might create exceptions to its provisions (as does the California separation of powers clause), and held that one of the exceptions was the one in which the president of

the senate exercised both legislative and executive functions.² Similarly, although the separation of powers problem was not involved, the court in *State v. Grant* (Wyo. 1903) 73 Pac. 470, overruled the contention that there was any incompatibility of office involved in the Secretary of State's acting both in that capacity and as Governor. The court said (at page 472):

"During that period all the powers of the Governor and all the duties of that responsible office will devolve upon him. He cannot escape them any more than one regularly chosen to the office. In the meantime he has all the powers, and is subject to all the responsibilities, attaching to the office of Secretary of State."

One further consideration may be mentioned. The same clause which has the effect of devolving the duties of Governor upon the Lieutenant Governor would devolve those duties upon the President pro Tempore of the Senate, if the Governor were to die and the Lieutenant Governor to be temporarily absent from the State (Const., Art. V, Sec. 16). Under these circumstances, if it were held that the President pro Tempore could not act as a Senator during the time the duties of Governor had devolved upon him, the people by whom he was elected would be deprived of representation for that period by the absence of the Lieutenant Governor (Compare, *Clifford Case*, *Supra*, page 158).

For these reasons, we think that the courts would sustain action taken by the Lieutenant Governor, in his capacity as President of the Senate, during the period that the duties of Governor have devolved upon him by reason of the Governor's absence from the State. It continues to be our opinion, however, that the Lieutenant Governor would be well advised to refrain from acting as President of the Senate during the time the duties of Governor have devolved upon him.

Opinion No. 2

We do not believe that there is any legal reason why the Lieutenant Governor cannot sign or veto a bill when he is acting Governor that he had previously authenticated in his capacity as President of the Senate. This is particularly true as to bills that were authenticated by him prior to his assuming the duties of the Governor as otherwise he would be prevented from exercising all of the powers of the Governor with respect to such legislation.

Analysis No. 2

We find nothing in the Constitution of this State with reference to authentication of passage of bills, and Section 9507 of the Government Code provides only for authentication by the "proper officers."

Joint Rule 24 provides that the enrolled bill shall be signed by the presiding officers of both houses and the Secretary of the Senate and Chief Clerk of the Assembly. Senate Standing Rule No. 33 provides

²In some states this inconsistency has led to the inclusion of a specific provision that the Lieutenant-Governor should "be relieved" of the duties of presiding over the Senate during the time the duties of Governor had devolved upon him (*State v. McBride*) (Wash. 1902) 70 Pac. 25, 26; *State v. Mitchell* (Mont. 1934) 34 Pac. 2d 369; *In re Opinion of Justices* (1830) 7 Me. 483, 489). See, also, *State v. Garvey* (Ariz. 1948) 195 Pac. 2d 153 where a statute made such a provision for the Secretary of State while acting as Governor.

for such authentication by the signatures of the President or President pro Tempore of the Senate. Where a presiding officer is required to sign the bill to authenticate its passage, the act of signing is simply ministerial and not an exercise of legislative discretion and mandamus will lie to compel its performance (*Mason's Manual*, Sec. 575 and cases cited in footnote thereto).

Under the provisions of our Constitution and statutes (Const., Sees. 16 and 32, Art. IV, and Gov. C. Sec. 9508 et seq.), when a bill is presented to the Governor he may sign it or let it become law without his signature, or he may veto it or reduce or eliminate any item of appropriation in the bill. We do not believe that the courts of this State would hold that the powers of the Lieutenant Governor when acting as Governor are in any way restricted in this respect by reason of the fact that his signature appears on a bill authenticating its passage.

Very truly yours,

RALPH N. KLEPS,
Legislative Counsel
By LAWRENCE G. ALLYN,
Deputy Legislative Counsel

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 290

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 934

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, March 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 11

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 87

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 87—Relative to tolls on the Carquinez Strait Bridge.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 77

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 77—Relative to a legislative investigation of the problems in the building alteration, repair and remodeling industry.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 12, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1118

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 1118—An act to amend Section 713 of the Vehicle Code and to amend Section 35704 of, and to add Section 35716 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to contractors subject to city ordinances decreasing vehicle weight limits.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 74
Assembly Bill No. 195
Assembly Bill No. 326
Assembly Bill No. 379
Assembly Bill No. 454
Assembly Bill No. 485
Assembly Bill No. 490
Assembly Bill No. 552
Assembly Bill No. 654
Assembly Bill No. 674
Assembly Bill No. 690
Assembly Bill No. 691
Assembly Bill No. 716
Assembly Bill No. 750
Assembly Bill No. 863

Assembly Bill No. 867
Assembly Bill No. 915
Assembly Bill No. 916
Assembly Bill No. 941
Assembly Bill No. 967
Assembly Bill No. 1001
Assembly Bill No. 1002
Assembly Bill No. 1026
Assembly Bill No. 1027
Assembly Bill No. 1106
Assembly Bill No. 1107
Assembly Bill No. 1156
Assembly Bill No. 1190
Assembly Bill No. 1212
Assembly Bill No. 1213

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 74—An act to add Section 5006.5 to the Elections Code, relating to election campaigns.

Referred to Committee on Elections.

Assembly Bill No. 195—An act to amend Sections 293, 293.5, 295, and 296 of, and to repeal Section 296.5 of, the Elections Code, relating to the cancellation of voter registrations.

Referred to Committee on Elections.

Assembly Bill No. 326—An act to amend Section 10504 of the Streets and Highways Code, relating to remedies in case of default by contractor.

Referred to Committee on Judiciary.

Assembly Bill No. 379—An act to amend Section 27361.6 of the Government Code, relating to recordation of instruments.

Referred to Committee on Judiciary.

Assembly Bill No. 454—An act to amend Sections 6914, 6915, and 6916 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to advance apportionment of state aid to school districts.

Referred to Committee on Education.

Assembly Bill No. 485—An act to amend Sections 2160.1, 2160.3 and 3044.1 of, and add Section 4160.1 to, the Welfare and Institutions Code, relating to payments to recipients of old age security, aid to needy blind and aid to needy disabled in public medical institutions.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 490—An act to amend Sections 2804, 2808 and 2810 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Referred to Committee on Local Government.

Assembly Bill No. 552—An act to amend Section 53205.1 of the Government Code, relating to premium payments by local agencies from public funds.

Referred to Committee on Local Government.

Assembly Bill No. 654—An act to amend Section 74641 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 674—An act to add Section 2014 to the Business and Professions Code, relating to chiroprody.

Referred to Committee on Business and Professions.

Assembly Bill No. 690—An act to amend Section 6731 of the Business and Professions Code, relating to the practice of engineering.

Referred to Committee on Business and Professions.

Assembly Bill No. 691—An act to amend Section 11567 of, and to add Sections 11594 and 11618 to, the Business and Professions Code, relating to subdivision maps.

Referred to Committee on Business and Professions.

Assembly Bill No. 716—An act to add Section 22506 to the Water Code, relating to leases of irrigation district property.

Referred to Committee on Local Government.

Assembly Bill No. 750—An act to amend Section 205.5 of the Revenue and Taxation Code, and providing for the effective date thereof, relating to the veterans' property tax exemption.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 863—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 867—An act to amend Section 14401 of the Education Code, and to amend Section 14001 of the Education Code as proposed by Senate Bill No. 2, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 915—An act to amend Section 13061 of the Education Code, and Section 13302 of the Education Code as proposed by Senate Bill No. 2, relating to special lecturers.

Referred to Committee on Education.

Assembly Bill No. 916—An act to amend Section 12051 of the Education Code, and Section 13112 of the Education Code as proposed by Senate Bill No. 2, relating to certification documents.

Referred to Committee on Education.

Assembly Bill No. 941—An act to amend Section 68546 of the Government Code, relating to court attaches.

Referred to Committee on Judiciary.

Assembly Bill No. 967—An act to amend Section 5373 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Judiciary.

Assembly Bill No. 1001—An act to amend Section 132 and to repeal Section 132.5 of the Elections Code, relating to absent registration.

Referred to Committee on Elections.

Assembly Bill No. 1002—An act to amend Section 82 of the Elections Code, relating to presidential voting for new residents.

Referred to Committee on Elections.

Assembly Bill No. 1026—An act to amend Section 17072 of the Government Code, relating to canceled warrants.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1027—An act to amend Section 11255 of the Government Code, relating to payments between state agencies and between appropriations.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1106—An act to add Section 614.4 to the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 1107—An act to add Section 614.5 to the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 1156—An act to amend Section 230 of the Elections Code, relating to the form of the affidavit of registration.

Referred to Committee on Elections.

Assembly Bill No. 1190—An act to amend Sections 7003, 7007 and 7008, and to repeal Sections 7005 and 7006 of the Elections Code, relating to canvass of precincts.

Referred to Committee on Elections.

Assembly Bill No. 1212—An act to add Section 19.5 to the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), relating to district bonds, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 1213—An act to amend Section 17 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), relating to bonds, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 18, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 47
Assembly Bill No. 76
Assembly Bill No. 293
Assembly Bill No. 551
Assembly Bill No. 556
Assembly Bill No. 598
Assembly Bill No. 638

Assembly Bill No. 907
Assembly Bill No. 997
Assembly Bill No. 998
Assembly Bill No. 999
Assembly Bill No. 1085
Assembly Bill No. 1186
Assembly Bill No. 1192

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 47—An act to amend Section 20801 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 76—An act to amend Section 3352 of, and to repeal Section 3358.5 of, the Labor Code, relating to the application of workmen's compensation to domestic workers.

Referred to Committee on Labor.

Assembly Bill No. 293—An act to amend Section 11052 of the Elections Code, relating to recall.

Referred to Committee on Elections.

Assembly Bill No. 551—An act to amend Section 24005 of the Government Code, relating to vacations of county employees.

Referred to Committee on Local Government.

Assembly Bill No. 556—An act to add Section 1242.5 to the Code of Civil Procedure, relating to survey and exploration of land for reservoir purposes.

Referred to Committee on Judiciary.

Assembly Bill No. 598—An act to amend Sections 134, 2921.5 and 4986 of the Revenue and Taxation Code, relating to canceling of uncollected taxes, penalties, or costs.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 638—An act to amend Section 762.9 of the Agricultural Code, relating to canning tomato inspection fees.

Referred to Committee on Agriculture.

Assembly Bill No. 907—An act to amend Sections 803, 803.5, 804, 828.45, and 829.2 of the Agricultural Code, relating to standard containers.

Referred to Committee on Agriculture.

Assembly Bill No. 997—An act to amend Section 24532 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 998—An act to amend Sections 17206, 17208, 17854, 18009, 18552, 18586, 18586.2, 18586.3, 18588, 18806, 19053, and 19062 of, to add Sections 17746, 18551.1, 18694, 18695, 19062.10, and 19408 to, and to repeal Section 18010 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 999—An act to amend Sections 17734, 18003, 18004, 18007, 18167, 18802, 19051, and 19053.7 of the Revenue and Taxation Code, relating to personal income taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1085—An act to amend Section 21683 of the Water Code, relating to elections in irrigation districts.

Referred to Committee on Local Government.

Assembly Bill No. 1186—An act to amend Section 11001 of the Health and Safety Code, relating to narcotics.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1192—An act to amend Sections 5781.10 and 5781.12 of, and to add Sections 5781.20, 5781.21, 5781.22, 5781.23, 5781.24, 5781.25, and 5781.26 to, the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 22—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 23—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventeenth day of March, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 88—An act to amend Section 7493 of the Education Code, and Section 17417 of the Education Code as proposed by Senate Bill No. 2, relating to school apportionment;

Senate Bill No. 89—An act to amend Section 16277 of the Education Code and Section 16853 of the Education Code as proposed by Senate Bill No. 2, relating to school buses;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighteenth day of March, 1959, at 2.30 p.m.

BURNS, Chairman

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 567

Senate Bill No. 638

Senate Joint Resolution No. 8

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 8

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 600

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Elections

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 350

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee:

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 17, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 456

Assembly Bill No. 92

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 425

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 652

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 448

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Concurrent Resolution No. 44

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

GIBSON, Chairman

Above reported resolution ordered to third reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 332

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 604

Senate Bill No. 266

Has had the same under consideration, and reports the same back with the recommendation: Do pass and go on Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk**Committee on Education**

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 187

Senate Bill No. 229

Assembly Bill No. 229

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 591

Senate Bill No. 186

Assembly Bill No. 387

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 363

Has had the same under consideration, and reports the same back with the recommendation: Do pass and place on Consent Calendar.

DONNELLY, Chairman

Above reported bill ordered to second reading.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

* Senate Bill No. 35

* Senate Bill No. 61

* Senate Bill No. 290

* Senate Bill No. 291

Senate Bill No. 124

Senate Bill No. 402

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

Definitely must have (*) bills by 9 a.m., March 19th.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 35

Senator Richards moved that Senate Bill No. 35 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)**Senate Bill No. 35**—An act to amend Section 36507 of the Government Code, relating to filing the oath of office by city officers.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out the period, and insert "to be held by him for delivery to the city clerk at such time as the city clerk officially assumes office."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 61

Senator Richards moved that Senate Bill No. 61 be amended and referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 61—An act to amend Section 1013a of the Code of Civil Procedure, relating to proof of service by mail.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, strike out line 1, and insert

"(3) In case of service by the clerk of a court of record, a certificate by said clerk affixed to".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 290

Senator Grunsky moved that Senate Bill No. 290 be amended and referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 290—An act to amend Section 501 of the Vehicle Code and Section 23101 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 16, 1959, strike out "501 of the Vehicle Code and Section".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "501 of the Vehicle Code", and insert "23101 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 3 through 24, inclusive, and on page 2, strike out lines 1 through 10, inclusive.

Amendment No. 5

On page 2, lines 26 and 27, strike out "five hundred dollars (\$500)", and insert "two hundred fifty dollars (\$250)".

Amendment No. 6

On page 2, lines 31 and 32, strike out "five hundred dollars (\$500)", and insert "two hundred fifty dollars (\$250)".

Amendment No. 7

On page 2, strike out line 36, and insert "two hundred fifty dollars (\$250)".

Amendment No. 8

On page 2, line 39, strike out "of this code", and insert "after the effective date of this section.

A former conviction under this section or under Section 23102 shall not be deemed to be a prior conviction for purposes of increased penalties under this section if the person convicted has not been convicted of such a prior conviction within seven years of the present conviction and has not been convicted of two such prior convictions within 10 years of the present conviction".

Amendment No. 9

On page 2, strike out lines 40 through 44, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 291

Senator Grunsky moved that Senate Bill No. 291 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 291—An act to amend Section 502 of the Vehicle Code and Section 23102 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "502 of the Vehicle Code and Section".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "502 of the Vehicle Code", and insert "23102 of the Vehicle Code enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 3 through 22, inclusive, and on page 2, strike out lines 1 through 33, inclusive.

Amendment No. 5

On page 2, line 35, after "vehicle", insert "upon any highway".

Amendment No. 6

On page 3, after line 18, insert

"(c) A former conviction under this section or under Section 23101 shall not be deemed to be a prior conviction for purposes of increased penalties under this section if the person convicted has not been convicted of such a prior conviction within seven years of the present conviction and has not been convicted of two such prior convictions within 10 years of the present conviction."

Amendment No. 7

On page 3, strike out lines 23 through 27, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 124

Senator Hollister moved that Senate Bill No. 124 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 124—An act to add Section 738.7 to the Code of Civil Procedure, relating to quiet title actions for nonuse of easements. Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 7, and insert "10 years preceding the filing of the action."

Amendment No. 2

On page 1, strike out lines 12 and 13, and insert "prior written notice of renewal given personally or by certified mail to the owner of the land and recorded in the county where the land is situated. If it appears in such action that the period during which".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 402

Senator Murdy moved that Senate Bill No. 402 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 402—An act to add Chapter 4 (commencing at Section 3045.1) to Title 14, Part 4, Division 3 of the Civil Code, relating to liens for medical and other services furnished by hospitals. Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 19, of the printed bill, after "to", insert "the extent of".

Amendment No. 2

On page 2, line 8, after "tion", insert "known to the hospital and".

Amendment No. 3

On page 2, line 13, after "mail," insert "by certified mail,".

Amendment No. 4

On page 2, line 15, after "corporation", insert "known to the hospital and".

Amendment No. 5

On page 2, line 19, after "mail", insert ", by certified mail,".

Amendment No. 6

On page 2, line 20, after "carrier", insert "known to the hospital".

Amendment No. 7

On page 2, line 30, after "notice", insert "and to whom such notice was given as herein provided".

Amendment No. 8

On page 2, line 44, after "by", insert "filing".

Amendment No. 9

On page 2, line 45, after "payment", insert "and to whom such notice was given as herein provided".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 581

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 581

Senator Stiern moved that Senate Bill No. 581 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 581—An act to amend Sections 55632 and 55634, and to repeal Section 55633 of the Government Code, relating to supplementary fire and police protection.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, after "liability", insert ", exemptions from laws and rules, and all pension, relief, disability, workmen's compensation and all other benefits".

Amendment No. 2

On page 1, line 14, after "agency", insert ", and while traveling to and from such other local agency".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 530

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 530

Senator Teale moved that Assembly Bill No. 530 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Services Code, relating to the board of directors of the San Francisco Bay Area Rapid Transit District.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly March 4, 1959, strike out "Services", and insert "Districts".

Amendment No. 2

On page 1, line 7, strike out "Services", and insert "Districts".

Amendment No. 3

On page 1, line 14, strike out "Services", and insert "Districts".

Amendment No. 4

On page 1, line 16, strike out "Services", and insert "Districts".

Amendments read, and adopted.

Bill ordered printed, and to third reading. Re-referred to Committee on Local Government.

RESOLUTIONS

The following resolution was offered:

By Senator Collier:

Senate Resolution No. 59

Relating to courses of instruction for truck drivers

WHEREAS, The Senate Interim Committee on Transportation Problems has recently conducted an examination of many commercial vehicle drivers at the time a comprehensive inspection of their vehicles was made; and

WHEREAS, The answers given by these drivers in response to questions relating to the mechanical operation, the driving operation and the laws concerning vehicles, revealed that many drivers had a general lack of knowledge concerning those matters; and

WHEREAS, The need for a training or instruction program to give all drivers the instructional opportunities now being made available by many transportation companies to their own drivers has been definitely indicated by this survey; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate request the Department of Education to investigate and study the feasibility of establishing a program of instruction in the operation and maintenance of commercial vehicles, the entire cost of which would be paid by the persons receiving the instruction, and to report the findings of the study to the Legislature not later than January 15, 1960; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Superintendent of Public Instruction.

Resolution read, and re-referred to Committee on Transportation.

CONSIDERATION OF DAILY FILE**SECOND READING OF SENATE BILLS**

Senate Bill No. 558—An act to amend Section 346 of the Streets and Highways Code, relating to state highway routes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 639—An act to amend Section 73 of the Vehicle Code, and to amend Section 285 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the definition of a vehicle dealer.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 671—An act to add Sections 305.2 and 744.1 to the Vehicle Code, and to add Sections 1816 and 13367 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to traffic violations committed by minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 507—An act to add Section 30705 to, and to amend Section 30701 of, the Streets and Highways Code, relating to the Benicia-Martinez Ferry.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 9, of the printed bill, after "expended", insert "after June 30, 1959".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 91—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of, and to amend Section 56 of, the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate March 11, 1959, strike out lines 3 and 4, and insert "and one of whom shall be designated as chairman by the Governor. The".

Amendment No. 2

On page 3, between lines 14 and 15, insert

"The Governor shall also appoint a Chief of the Division of Fair Employment Practices, who shall be the principal executive officer of the commission."

Amendment No. 3

On page 3, strike out line 21, and insert "for each day actually spent in the performance of his duties under this part".

Amendment No. 4

On page 5, lines 1 and 2, strike out "Chief of the Division of Fair Employment Practices", and insert "chairman of the commission".

Amendments read, and adopted.

Second Set of Amendments to Assembly Bill No. 91

Amendment No. 1

On page 4, line 11, of the printed bill, as amended in Senate March 11, 1959, strike out "and in specific instances".

Amendment No. 2

On page 4, strike out lines 13 and 14, and insert "zens, serving without pay."

Amendment No. 3

On page 5, between lines 23 and 24, insert

"No accusation may be filed after the expiration of one year from the date upon which the alleged unlawful employment practice or refusal to co-operate occurred; except that this period may be extended for not to exceed 90 days following the expiration of that year, if a person allegedly aggrieved by an unlawful employment practice first obtained knowledge of the facts of the alleged unlawful employment practice after the expiration of one year from the date of their occurrence."

Amendment No. 4

On page 6, between lines 16 and 17, insert

"Any order issued by the commission shall have printed on its face references to the provisions of the Administrative Procedure Act which prescribe the rights of appeal of any party to the proceeding to whose position the order is adverse."

Amendments read, and adopted.

Bill ordered printed.

MOTION TO RE-REFER ASSEMBLY BILL NO. 91

Senator McBride moved that Assembly Bill No. 91 be re-referred to Committee on Finance.

The roll was called, and Assembly Bill No. 91 was re-referred to Committee on Finance by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattey, Stiern, Teale, and Williams—35.

NOES—Senator Short—1.

THIRD READING OF SENATE BILLS

Senate Bill No. 8—An act to add Section 34315.5 to the Health and Safety Code, relating to housing authorities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 58

Relating to the commendation of Mr. Robert M. Wieland

WHEREAS, Mr. Robert M. Wieland, born in Kieffer, Oklahoma, August 21, 1924, an employee of Pacific Telephone and Telegraph Company for almost 10 years, is presently assigned as a switchman at Angels Camp helping to maintain central office equipment in three step-by-step central offices and equipment in a microwave station; and

WHEREAS, Mr. Robert M. Wieland served in the United States Navy from 1943 to 1945 as a Gunner's Mate 3/c and is presently a member of the American Radio Relay League and an active member in Sonora Civil Defense; and

WHEREAS, At 1.30 in the morning on February 16, 1958, when returning to his headquarters in a company jeep after clearing a case of trouble, Mr. Wieland saw the main building of an isolated winter resort in flames; he stopped his jeep and swung its headlights on the building; and a car parked in front indicated that there might be people inside; and

WHEREAS, He ran quickly to the rear door and pounded and yelled to arouse the occupants; failing to get an answer, he ran to the front and continued his efforts; finally he roused the owner, Mr. Jack C. Dill, who with his wife had been sleeping in the attic of the third-story building; both were close to asphyxiation; their 18-year-old son was asleep in the basement; while Mr. Wieland, with the aid of his flashlight, led Mrs. Dill through the smoke to safety, the owner went to rouse the son; and

WHEREAS, With all the occupants safe, the men went to work extinguishing the flames; the only source of water was a 100-gallon tank on the roof; while the senior Mr. Dill played a hose on the outside of the building, Mr. Wieland used a bucket to fight the flames on the inside; and eventually the fire was extinguished; and

WHEREAS, Had Mr. Wieland driven the four miles to the nearest telephone to get help, three lives undoubtedly would have been lost and the property destroyed; and

WHEREAS, Mr. Wieland's unselfish service exemplifies the finest traditions of service to the public, for which he has received the Vail Award; now, therefore, be it

Resolved by the Senate of the State of California. That the members do hereby commend Mr. Robert M. Wieland for his alertness, quickness and prudence in the face of an emergency and congratulate him on his receiving the Vail Award; and be it further

Resolved, That the Secretary of the Senate is directed to have a suitably prepared copy of this resolution transmitted to Mr. Robert M. Wieland.

Resolution read, and unanimously adopted on motion of Senator Teale.

Senate Bill No. 446—An act to amend Sections 3031, 3240, 3242, 3245, 4006, 4751, and to repeal Sections 3243 and 3244 of the Fish and Game Code, relating to licenses.

Bill read third time.

Motion to Amend

Senator Erhart moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 15 and 16, of the printed bill, as amended in Senate March 17, 1959, strike out "Sections 800 or", and insert "Section".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 600—An act to amend Section 639 of the Agricultural Code, relating to milk and dairy products.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 638—An act to amend Sections 1261 and 1269, Agricultural Code, relating to produce dealers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—34.

NOES—Senator Teale—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 567—An act to add Section 2192.1 to the Revenue and Taxation Code, relating to the effect of tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—35.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 8—Relative to Coast Guard facilities in navigable waters in California.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—34.
NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 370—An act to repeal Section 25082 of the Government Code, relating to meetings of boards of supervisors.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 452—An act to amend Section 5901 of the Education Code and Section 21301 of the Education Code as proposed by Senate Bill No. 2, relating to school district funds.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 20—An act to repeal Sections 4031, 26133, 26281, 26327, 26328, 26329, 26330, 26331, 31879, 31880, 31903, 31924, 31943, 31944, 31945, 31946, 36959, 37154, 50372, and 53503, and to amend Sections 1650, 1651, 4029, 4030, 26230, 26326, 27543, 31878, 31881, 31900, 31901, 31902, 31942, 31970, 32449, 32451, 34053, 34576, 34702, 35113, 35306, 37151, 37153, 37156, 37157, 50330, 50333, 50334, 51611, 51614, 51645, 51652, 53500, 53672, 60386, and 60415 of the Water Code, relating to recordation of instruments.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 489—An act to amend Section 23772 of, and to add Section 26072.7 to, the Revenue and Taxation Code, relating to corporations exempt under the Bank and Corporation Tax Law, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Cobey.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 560—An act to amend Section 1080 of the Agricultural Code, relating to use and application of injurious materials.

Objection Raised

Senator Richards objected to Assembly Bill No. 560 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 560 to the second reading file.

RESOLUTIONS

The following resolution was offered:

By Senators Regan, McCarthy, Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams:

Senate Resolution No. 60

Relative to the death of Hon. Jesse W. Carter

WHEREAS, California has lost one of her most distinguished citizens in the untimely passing of the Hon. Jesse W. Carter; and

WHEREAS, His life was a bright record of public service rarely equalled in the annals of this State, as District Attorney of Shasta County, City Attorney of Mount Shasta, City Attorney of Redding, Member of the Board of Governors of the State

Bar of California, State Senator from the Fifth Senatorial District, and, from September 12, 1939, until his death, Associate Justice of the Supreme Court of this State; and

WHEREAS, In the private practice of law Jesse Carter achieved eminence for his extraordinary ability and success in the handling of trial and appellate court matters, appearing as chief counsel in the trial of over 1,000 cases in the superior courts and in more than 300 cases in the appellate courts; and

WHEREAS, He also found time to participate energetically, enthusiastically and in a position of leadership in numerous fraternal, civic and other community activities, including the Redding Rotary Club, the Commonwealth Club, the California Horsemen's Association, the Masonic Lodge, and the American, State, San Francisco County and Shasta County and other bar associations; and

WHEREAS, Although his zealous and passionate devotion to the law and its application frequently led to his disagreeing with the majority of his fellow jurists as to the disposition of matters, his reasoning was later accepted by many of those who originally were opposed to it, particularly in recent cases on unlawful searches and seizures; and

WHEREAS, The life of Jesse Carter is further eloquent proof in support of the American way of life, for, a night law school graduate, and starting from humble beginnings, he was able to realize his fullest capabilities and highest aspirations and attain an enviable place in our society; now, therefore, be it

Resolved by the Senate of the State of California, That it hereby pays tribute to the Honorable Jesse W. Carter, and expresses the sorrow of all Californians on his passing; and be it further

Resolved, That the Senate sends its heartfelt condolences to the bereaved family of Jesse W. Carter, and directs the Secretary of the Senate to transmit suitably prepared copies of this resolution to Mrs. Jean Woodward Carter, his widow, Mrs. Marian Rose Bui, his daughter, and to his sons, Harlan Field Carter and Oliver Jesse Carter.

Resolution read, and unanimously adopted on a motion by Senator Regan.

MOTION TO ADJOURN IN MEMORY OF HON. JESSE W. CARTER

Senator Regan moved that when the Senate adjourns this day it do so in memory of the Honorable Jesse W. Carter.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1005: By Senator Holmdahl—An act to add Section 32109 to the Health and Safety Code, relating to local hospital district boards.

Referred to Committee on Local Government.

Senate Bill No. 1006: By Senator Dolwig—An act to amend Section 1066 of the Public Utilities Code, relating to carrier rates.

Referred to Committee on Public Utilities.

Senate Bill No. 1007: By Senator Dolwig—An act to create the Guadalupe Valley Municipal Improvement District and to prescribe its boundaries, organization, powers, operation, management, financing, change of boundaries, and dissolution.

Referred to Committee on Local Government.

Senate Bill No. 1008: By Senator Regan—An act to amend Section 834 of the Corporations Code, relating to derivative actions.

Referred to Committee on Judiciary.

Senate Bill No. 1009: By Senators Beard, Byrne, Murdy, Grunsky, Short, Shaw, Montgomery, and Farr—An act to amend Section 814 of the Agricultural Code, relating to vegetable standards.

Referred to Committee on Agriculture.

Senate Bill No. 1010: By Senators Beard, Byrne, Murdy, Grunsky, Short, Shaw, Montgomery, and Farr—An act to amend Section 814.1 of the Agricultural Code, relating to vegetable standards.

Referred to Committee on Agriculture.

Senate Bill No. 1011: By Senator McCarthy—An act to add Part 2.5 (commencing at Section 34600) to Division 24 of the Health and Safety Code, relating to community redevelopment and housing.

Referred to Committee on Local Government.

Senate Bill No. 1012: By Senator Montgomery—An act to add Section 6374 to the Education Code as enacted at the 1959 Regular Session, relating to adult education.

Referred to Committee on Education.

Senate Bill No. 1013: By Senators Miller, Rattigan, Rodda, Short, Coombs, Gibson, Slattery, Teale, Donnelly, and Williams—An act to amend Section 4 of Chapter 2092, Statutes of 1957, relating to barriers for salinity and flood control purposes.

Referred to Committee on Water Resources.

Senate Bill No. 1014: By Senator McAttee—An act to amend Section 69950 of Government Code, relating to transcription fees in superior and municipal courts.

Referred to Committee on Judiciary.

Senate Bill No. 1015: By Senator McAttee—An act to amend Sections 869, 870, and 925 of the Penal Code, relating to transcripts of depositions and testimony before grand juries.

Referred to Committee on Judiciary.

Senate Bill No. 1016: By Senator Stiern—An act to amend Sections 73433 and 73433.5 of the Government Code, relating to the municipal court in a district embracing the City of Bakersfield.

Referred to Committee on Local Government.

Senate Bill No. 1017: By Senators Teale, Arnold, and Brown—An act to add Part 20 (commencing with Section 37001) to Division 2 of the Revenue and Taxation Code, relating to the taxation of purchases by public utilities of electricity or falling water developed at facilities exempt from property taxation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1018: By Senator Christensen (At the request of the Governor)—An act to amend Sections 21800, 21801 and 21802 of

the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle rights-of-way.

Referred to Committee on Transportation.

ADJOURNMENT

At 4.17 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, March 19, 1959, out of respect to the memory of the late Honorable Jesse W. Carter.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-SEVENTH LEGISLATIVE DAY

FIFTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, March 19, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Rev. Charles R. Drake, of the Freeport Boulevard Christian Church:

Eternal God, with reverence we acknowledge our faith that, before the mountains were brought forth, or ever Thou hadst formed the earth and the world, even from everlasting to everlasting, Thou art God. We give Thee thanks that in Thy good providence we have been permitted to live in a society of free persons. Let Thy blessed grace guide the deliberations and decisions of these chosen representatives of the people. Give to each of us, elected and electorate, such a sense of stewardship before Thee, that each citizen may live soberly, righteously and Godly in this present world, with no weariness in well-doing. In Thy Spirit we pray. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Miller, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Cheryl Bishop and Mrs. Norma Sublett of West Sacramento.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joe Moore and Paul Mitchell, directors, Imperial Irrigation District, Imperial County.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Horace Miller of Blythe, Elroy Lehman of San Francisco, and Leroy Lampson and Henry Nickel of Robbins.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mabel Bryan of La Mesa, Mr. Harry Griffen of Lemon Grove, and Mr. Nat L. Eggert of El Cajon.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to L. Lester Miller, Edward Podesta, and John Gusrafson of San Jose.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to A. J. Vortmann and Harvey S. Chase of Orange Cove, Bard McAllister of Visalia, Miss Connie Pennington of Lindsay, J. A. Crawford of Dinuba, and Stanley Munn of Orosi.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. O. I. "Cap" Clappett of Santa Monica, Lucille Groman of Beverly Hills, and Melvin Lennard of Pacific Palisades.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Diltz, Marvin Neuman, and John Peters of Shafter.

On request of Senator Burns and Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lorena Kemp of Madera; and Mrs. Marion Mansfield of Sacramento.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Marie Embery of Tracy.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to C. W. Te Winkle and Ray Wallace of Costa Mesa.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Burton Wolfman of Berkeley; Ned Pearlstein of Oakland; and Mrs. Opal Noel of San Leandro.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Myrtle Noble, Lloyd White, Jr.; and Mrs. Richard Rodda, of Sacramento.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Daniel Mikesell of Ontario.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred Newton of Stratford.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Hurbace, instructor, and the following students of the A. B. Morris School, Castro Valley: Kathie Benigno, Susan Darnell, Mary Kelly, Florence Kelley, Susan Leckie, Sharon Mendes, Elaine Mendes, Francine Mennet, Susan Mitchell, Myrle Reynolds, Nancy Rice, Lorna Stivers, Linda Gerdes, Pat Ward, Lee Widener, Roberta Stickney, Larry Brumfield,

Tom Cauty, Larry Chandler, Ken Cockrell, William Duncan, John Humbert, Joe Jones, Paul Katona, Ronald Kvistad, Carl Klem, Greg Langlois, Mike Legan, Jim Hunt, Jim Jordan, Jene Salas, Ray Speetzen, Harry Wessman, Douglas Quinn, Randon Reid, Gail Barteel, Lowanda Brewer, Kathy Doiel, Janet Haskett, Sharon Lewis, Jeanette Lucchesi, Carol Rebiejo, Gayle Riley, Susan Shedd, Susan Taylor, Marcia Watkins, Janice Dolezal, Holly Adams, James Adams, Thomas Abreu, Bill Budde, Glenn Felsch, David Herspring, Joe Holcomb, Dale Knight, Wayne Lenhares, Bill Moore, Frank Moglia, Mike Pedras, Bill Rogers, John Williams, Larry Vanderbilt, Mike Foxworthy, Paul Freschi, Jim Spinelli, Earl Keller, and Bill Freitas.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Bencke, Mrs. Fontes, and Mrs. Esther Coleman, instructors, and the following students of the Strohbridge School, Alameda County: Bud Ackley, Karen Andre, Eugene Bassett, Carol Brown, Mary Brown, George Chapton, Sandra Cornell, Bryan Culbertson, Jack Cutter, Donald Dunbabin, Mary Green, Mary Hourmouzous, Don Keltner, Sharon Knighten, Dickie Lipps, Carol McCortney, Eileen Martin, Diane Mudge, Pamela Newbauer, Gary Ortega, Laura Padgett, Mary Pereira, Marilyn Perry, Jim Pratt, James Purtle, Joan Ronnow, Janet Stewart, William Strohmaier, Larry Taylor, Linda Thode, John Adamson, Gilbert Anthony, Johnny Bowman, Sarah Broomall, Boyd Brown, Gordon Brown, Donald Ferea, Anna Finsch, Robert Gindlesberger, Bud Harwood, Dorothy Hicks, Donna Howell, Mike Lynch, Carol Lyon, Wanda McCartney, James Paz, Steven Pease, Leslie Rosenblatt, Harlene Sealise, Robert Sousa, Danny Tocchini, Kay Upton, and Peter Wiersma.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. Warren, Mr. H. Bawden, and Mr. H. Zuckerman, instructors; and the following students of the Charlotte Wood School, Danville: John Adelman, Dorene Austin, Colonel Barton, Lela Batsel, Linda Blagg, Toni Blanco, Tom Champion, Karen Chastain, Bonnie Coffman, William Dunfee, Bonnie Galvin, Nyda Henry, Craig Jensen, Bonnie Johnson, Robert Liebman, Patricia Miller, Robert Nielsen, Gerald Norton, Cherie Paek, Herschel Patton, Frank Priceo, Chris Reed, Robin Richardson, Jean Sauer, James Simonds, Kenneth Simpson, Robin Stapler, Cheryle Swendsen, Diana Wagner, Polly Ainsworth, Ann Bendowsky, Robert Butner, Louis Fishman, Terrence Forbyn, Sidney Gorman, Claire Gustafson, Jean Hocking, Allyn Jensen, Sally Kay, John Keane, John Lucus, Bonnie McVicar, Michael Rodney Minton, June Moy, Sally Oinonen, Norman Rhett, Lynn Robins, Robert Ruehle, Jean Shipley, T. Paul Shipley, Pamela Spandan, Ann Stone, Carol Sturmer, Ivor Thomas, Aileen Tsukimura, Janet Wildenratt, Robert Yates, Corinne Curtola, Dennis Fazzio, Janice Forsyth, Carl Friden, Gail Gahagan, Donald Hammond, Patti Helsel, Valerie Hill, Patricia Johnson, Virginia Johnson, Marne Kellner, Barbara Leonard, Tisha Marler, Nancy Mayhew, Cynthia Pettit, Bill Renshaw, Richard Rogers, Janice Rose, Suzanne Rose, Susan Satterthwaite, Richard Saxton, Joy Schumacher, Michael Spies, Mildred Stewart, Patricia Taylor, Craig Watson, David Watson, Lawrence Weist, and Lani Welch.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Belle Munoz, instructor, and the following students of the Reef-Sunset Union Elementary School District, Kettleman City: Dennis Cook, Gary Hill, Henry Saldivar, Onis White, Rose Marie Chavarria, Dora Cuellar, Gloria Falk, Evelyn Flores, Lupe Macias, Edna Meraz, Irma Rocha, Carolyn Smith, Olivia Govea, and Rose Macias.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Pickering and Mrs. Souza, instructors, and the following students of the Los Molinos Unified School District: Alfred Finch, Janet Ross, Margaret Edwards, Margaret Jenkins, Linda Boggs, Leroy Isaksen, Burton Lundy, Roger Liles, Marilyn Bangs, Jean McCabe, Ralph Webb, Bonnie Henderson, Judy Estes, Pat Campbell, Kenny Brewer, Dale Reeder, Benton Reynolds, Loretta Boone, Layden de Vose, Benny Benson, Robert Christison, Ernest Camacho, Chris Bauer, Curtis Jenkins, and Robert Joiner.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ronald S. Bessey, superintendent of the Richgrove Schools, Mr. James Thornton, principal of the Columbine School, Marian Lopes, Mrs. Onema Nunes, Mrs. Crystal Carlson, Mr. and Mrs. Stephen Pavich, Dale Miller, Chester V. Steinhauer, Mrs. James Newport, Mr. and Mrs. Wm. Burum, and Mrs. Ollie Killion, teachers and chaperons, and the following students from the Richgrove and Columbine Schools: *Richgrove School*--John Anderson, James Buckner, Betty Bibee, Billy Burum, Loraine Carlson, Leonard Castleman, Charlotte Elmore, Carolyn Fairchild, Jerry Fogle, Frank Garcia, Ray Guerrero, Janie Haar, Artie Hammond, Paulette Hawkins, Vouray Hawkins, George Heredia, Gabriel Hoyos, Wanda Keys, Joyce Killian, Wayne Milner, Viola Montalvo, Darlene Myers, Henry Navarro, Arleta Newport, Jane Nunes, Margaret Odom, Jessie Ortega, Frances Pavich, Larry Pierce, Joyce Poynter, Rosalie Reeves, Jesse Renteria, Joe Rivera, Genie Steinhauer, Peggy Tinsley, Jimmy Wade, and Mitchell Williams. *Columbine School*--Vincent Giordano, Donna Hahn, Esther Meraz, Duane Miller, Frances Padillo, Lynda Percival, Rachel Rodriquez, Rebecca Rodriquez, and Jeffery Thornton.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the committee for Senator Farr's cioppino feed composed of the following: Dr. Robert Bowersox, chairman, Arts and Humanities Council, Monterey; George Clemens, chairman, Small Boat Harbor Com., Chamber of Commerce, Monterey; Judge Ray Baugh, master of ceremonies, Monterey Peninsula Day, El Caminito Del Norte, Monterey; Frank Shropshire, Mayor, Pacific Grove; Edwin C. Coffin, City Council, Pacific Grove; David McCafferty, City Council, Pacific Grove; Edw. W. Whitaker, City Council, Pacific Grove; Dennis Kavanaugh, City Council, Del Rey Oaks; Donald Smith, City Attorney, Del Rey Oaks; J. P. Kunstle, board of directors, SCRAM, Monterey; Richard Bennett, Del Monte Properties, Monterey Peninsula Country Club; John Gardiner, Del Monte Properties, Pebble Beach; Joseph Fratessa, Monterey Peninsula Builders' Exchange, Carmel; Jack Dougherty, Hotel Association, Monterey; Elmer Zanetta, Monterey Retail Trade Bureau, Monterey; John

Crivello, Fishermen's Union, AFL Seine & Line, Monterey; Douglas Reynolds, Hotel & Restaurant Employees and Bartenders Union, Monterey; Dan Searle, Mayor, Monterey; Shedo Buck Russo, City Council, Monterey; Al Coons, City Manager, Monterey; Russell Zaches, City Attorney, Monterey; Ted Durein, managing editor, *Monterey Peninsula Herald*, Carmel; Earl Hofeldt, reporter, *Monterey Peninsula Herald*, Monterey; James M. Rowe, president, Carmel Businessmen's Association, Pebble Beach; R. Warman, Carmel Businessmen's Association, Carmel; Lloyd Owen, Southern Pacific Co., Salinas; Victor Velissaratos, Monterey Peninsula Real Estate Board, Monterey; Ed McPhee, Monterey Peninsula Hotel Association, Carmel Valley; Dennis Rowedder, *Monterey Peninsula Herald*, Carmel; Lester Caveny, Fish Cannery Workers Union, Monterey; Horace Mercurio, Monterey Purse Seiners, Monterey; Mike Marotta, Musician's Union, Monterey; Charles O'Gara, Monterey Urban Renewal, Monterey; Mike Morosoli, News Director, KSBW-TV, Salinas; Sam Karas; Supervisor Tom Hudson of Carmel Highlands; Larry Crosby, and Elwood J. "Hans" Wilson.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES
CALIFORNIA WATER COMMISSION
SACRAMENTO, March 18, 1959

*Hon. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Transmitted for the information of the Senate are five copies of Resolution No. 56 of the California Water Commission regarding flood plain zoning.

The need for this study arises from a lack of factual information on which to base a decision as to the need of flood plain zoning in connection with flood control projects.

Very truly yours,

ARNOLD FREW, Chairman
By WILLIAM M. CARRAH, Executive Secretary

Enc.

Resolution No. 56 of the California Water Commission Relative to flood plain zoning

WHEREAS, During the past year, the subject of flood plain zoning, as an adjunct to, or an integral part of flood control projects, has come to the attention of the California Water Commission from time to time; and

WHEREAS, This matter has been the subject of several hearings conducted by the commission, in particular with reference to the Chico Landing to Red Bluff bank protection project authorized for construction by the United States Army Corps of Engineers; and

WHEREAS, Testimony before the commission and studies presented to date indicate conclusively that there is no agreement among interested parties as to the form or scope that such flood plain zoning should take, or the role of flood plain zoning in a project plan; and that there is a definite lack of facts on which to base a sound decision on the subject; so now, therefore, be it

Resolved, That the State Legislature be respectfully requested to authorize a study of this entire matter by an appropriate agency of the State, and that in connection therewith, the Legislature authorize an interim committee study of flood plain zoning, so that proper consideration may be given the subject at the next session of the Legislature; and be it

Further Resolved, That copies of this resolution be transmitted to the Governor, the Legislature, interested executive agencies of the State, and affected local entities and individuals.

The foregoing resolution was adopted by the California Water Commission, State of California, at Sacramento, on March 6, 1959.

ARNOLD FREW, Chairman

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 18, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

LEONARD DIEDEN, a resident of Oakland, graduate of the University of California and of UC's Hastings College of Law, member of the executive committee of the Democratic State Central Committee, member of the Mayor of Oakland's Committee for Capital Improvements and the Alameda County and State Bar Associations;

Member, California Law Revision Commission, vice Bert W. Levit, resigned, for the term prescribed by law, ending October 1, 1961.

EDWARD P. IVORY, a resident of Dinuba, active in lumber production for 26 years, graduate of New York College of Forestry, president of the Western Lumber Manufacturers, Inc. of San Francisco, chairman of the Subcommittee on Lumber and Forest Products of the Natural Resources Committee of the California State Chamber of Commerce, member of the Advisory Committee of the Forest Products Laboratory of the Forestry School of the University of California, chairman of the Grading Rules Committee of the Western Pine Association;

Member, State Board of Forestry, vice Wendell T. Robie, resigned, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, March 18, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JOSEPH C. HOUGHTLING, a resident of Atherton, publisher of the *Sunnyvale Standard*, also publisher of the *Mountain View Register-Leader*, president of the *Los Gatos Times-Santa Clara Observer* and *Gilroy Evening Dispatch*, publishing companies, vice president of the firm which publishes the *Pleasanton Times*, has been a member of both county and State Democratic Central Committees and was a member of the California Delegation to the 1956 Democratic National Convention, graduate of Yale University and holds a reserve commission as lieutenant in the Navy, director of the California Newspaper Publishers Association and a member of the Citizens Legislative Advisory Commission to the California Legislature;

Member, State Park Commission, vice Dr. Robert E. Burns, term expired, for the term prescribed by law, ending January 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 19, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 218
Assembly Bill No. 692
Assembly Bill No. 726

Assembly Bill No. 1030
Assembly Bill No. 1214

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 218—An act to add Chapter 1.5 (commencing at Section 17261) to Division 14 of the Education Code as enacted by

the Legislature at its 1959 Regular Session, relating to property valuations for the purpose of allocating money to school districts, and the adjustment of school district tax rates as a result thereof.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 692—An act to add Section 6788 to the Business and Professions Code, relating to the practice of engineering.

Referred to Committee on Business and Professions.

Assembly Bill No. 726—An act to add Section 8794 to the Business and Professions Code, relating to land surveying.

Referred to Committee on Business and Professions.

Assembly Bill No. 1030—An act to amend and renumber Section 591 of, and to add Section 739.6 to, the Vehicle Code, and to amend Section 41102 of, and to add Section 41103 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to procedure for violations involving unattended vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1214—An act to amend Sections 29370, 29371, 29372, 29373, 29374, 29375, 29376, 29377, 29378, and 29379 of the Government Code, relating to county funds.

Referred to Committee on Local Government.

LETTER OF TRANSMITTAL

SENATE CHAMBER, March 18, 1959

*Hon. Glenn Anderson, President
and Members of the Senate*

GENTLEMEN: The Senate Interim Committee on Public Health, created pursuant to Senate Resolution No. 148, 1957 Regular Session, presents herewith a special report on its study of blindness prevention, together with recommended legislation.

Respectfully submitted by,

JOHN F. THOMPSON, Chairman

RICHARD RICHARDS, Vice Chairman

J. WILLIAM BEARD

A. A. ERHART

JOHN J. HOLLISTER, JR.

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF THE REPORT

Senator Thompson moved that 1,250 copies of the report by the Senate Interim Committee on Public Health be printed for distribution.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 934—An act to validate the organization and acts of junior college districts, declaring the urgency thereof, to take effect immediately;

And reports that the same has been correctly enrolled, and presented to the Governor on the nineteenth day of March, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 446

Senate Bill No. 639

Senate Bill No. 507

Senate Bill No. 671

Senate Bill No. 558

Senate Joint Resolution No. 9

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Institutions

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Institutions, to which were referred:

Assembly Bill No. 633

Assembly Bill No. 634

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

COOMBS, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 38

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 286

Senate Bill No. 541

Senate Bill No. 645

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 373

Assembly Bill No. 361

Senate Bill No. 375

Assembly Bill No. 612

Assembly Bill No. 282

Assembly Bill No. 1020

Assembly Bill No. 360

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 114

Assembly Bill No. 157

Assembly Bill No. 209

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 395

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

TEALE, Chairman

Above reported bill re-referred to Committee on Judiciary.

RECESS

At 3.25 p.m., on motion of Senator Dilworth, the Senate recessed for the purpose of introducing the former Governor of the State of Utah, Hon. Bracken Lee, to the Senate.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Dilworth, McCarthy, and Berry as a Special Committee to escort the Hon. Bracken Lee to the rostrum.

INTRODUCTION OF HON. BRACKEN LEE

Senator Dilworth introduced Hon. Bracken Lee to the Senate.

Hon. Bracken Lee thanks the Members of the Senate for the courtesy extended him and compared the state problems of California with those of the State of Utah and touched on some of the more important issues with which both Legislatures were confronted.

REASSEMBLED

At 3.40 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Chief Assistant Secretary Lachlan M. Richards at the desk.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, March 18, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 545

Assembly Bill No. 262

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 267

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

THOMPSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 464

Assembly Bill No. 665

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 275

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:
Senate Bill No. 116

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 57

Senate Bill No. 206

Senate Bill No. 159

Senate Bill No. 389

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 35

Senate Bill No. 247

Senate Bill No. 59

Senate Bill No. 290

Senate Bill No. 60

Senate Bill No. 291

Senate Bill No. 61

Senate Bill No. 585

Senate Bill No. 148

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Finance

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Assembly Bill No. 599

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 438

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 165

Senate Bill No. 345

Senate Bill No. 167

Senate Bill No. 376

Senate Bill No. 273

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be re-referred to the Committee on Judiciary.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 243

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 243

Senator Byrne moved that Senate Bill No. 243 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 243—An act to add Section 106.4 to the Agricultural Code, relating to importation of meat.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 4 and 5, and insert "tion stations may ascertain the origin, quantity, and kinds of meat and meat products transported".

Amendment No. 2

On page 1, strike out lines 7 and 8.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Water Resources**

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 548

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 548

Senator McCarthy moved that Senate Bill No. 548 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 548—An act making an appropriation for the North Bay Aqueduct.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendment:

Amendment No. 1

In the introduction line of the printed bill, strike out "and Rattigan", and insert "Rattigan, Gibson, and Coombs".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Assembly Bill No. 721

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 721

Senator Erhart moved that Assembly Bill No. 721 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 721—An act to amend Section 8695 of the Fish and Game Code, relating to gill nets.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, strike out line 1 and insert

"SECTION 1. Section 8695 of the Fish and Game Code is amended to read:

8695. In District 20, gill nets may be used subject to the following restrictions:

(a) They may be used only in state waters in District 20 [between Southeast Rock (also known as Church Rock) and Twin Rocks.] *on the northerly side of Santa Catalina Island between Long Point and the extreme westerly end of the island.*

(b) They may be used only to take flying fish for bait. Such fish may not be transported out of the State.

(c) They shall not exceed 50 fathoms in length and 2 fathoms 4 feet in depth. The length of the meshes shall be between 1½ and 2½ inches."

Amendment No. 2

On page 1, strike out lines 2 to 14, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 121

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 121

Senator Fisher moved that Senate Bill No. 121 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 121—An act to amend Section 69595 of the Government Code, relating to the superior court in San Diego County.

Bill read second time.

Motion to Amend

Senator Fisher moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "the first day of July, 1960," and insert "January 15, 1961,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 568

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 568

Senator Richards moved that Senate Bill No. 568 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 568—An act to add Article 5 (commencing at Section 50920) to Chapter 4 of Part 1 of Division 1 of Title 5 of the Government Code, relating to extraterritorial law enforcement activities of county and city peace officers.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, strike out "county and city", and insert "local".

Amendment No. 2

On page 1, strike out lines 10 and 11, and insert "sheriff, constable, marshal or deputy marshal of a county, city and county or judicial district, a marshal or policeman of a city or town, regularly".

Amendment No. 3

On page 1, strike out lines 14

to 16, inclusive.

Amendment No. 4

On page 1, line 17, strike out "50922", and insert "50921".

Amendment No. 5

On page 2, strike out lines 6 to 14, inclusive and insert "which he is employed, but is not at the time acting under the immediate direction of his employer, he or his dependents, as the case may be, shall be accorded by his employer the same benefits

which he or they would have received had that peace officer been acting under the immediate direction of his employer.

50922. Nothing in this article shall be deemed to:".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTIONS TO PRINT ADDITIONAL COPIES OF REPORTS

Senator Arnold moved that 500 additional copies of the report by the Senate Special Committee on Governmental Administration regarding survey of state college trust funds be printed for distribution.

Motion carried.

MOTIONS TO PRINT ADDITIONAL COPIES OF REPORTS

Senator Arnold moved that 500 additional copies of the partial report of the Senate Special Committee on Governmental Administration regarding the study on employee and teacher benefit programs be printed for distribution.

Motion carried.

CONSIDERATION OF DAILY FILE SECOND READING OF SENATE BILLS

Senate Bill No. 652—An act to add Section 516 to the Public Resources Code, relating to vessel insurance, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 332—An act to amend Sections 26002, 26003, 26004, 26005, 26006, 26007, 26008, 26009, 26010, 26011, 26012, 26013, 26015, and 26016 of, and to add Section 26014.1 to, the Corporations Code, relating to fees under the Corporate Securities Law, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 604—An act to amend Sections 1227, 1228, 1316, 1413 and 1416, and to repeal Section 1414, of the Financial Code, relating to loans.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 266—An act to amend Section 108 of the Insurance Code, relating to classes of insurance.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 186—An act to add Section 2228.5 to, and to amend Section 2229 of, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district organization.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 187—An act to amend Section 2468 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to reorganization of school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in Senate March 11, 1959, after "district", insert ", requesting an election to determine whether the district shall become a part of the high school district of which the district to which it is annexed or admitted is a part,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 229—An act to amend Section 16005 of the Education Code, and Section 10508 of the Education Code as proposed by Senate Bill No. 2, relating to tuition fees for foreign students.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In the heading of the bill, after "Introduced by", strike out "Senator Beard", and insert "Senators Beard and Fisher".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 229**Amendment No. 1**

In line 1 of the title of the printed bill, strike out "Section 16005 of the Education Code, and".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 19, inclusive, and insert "SECTION 1. Section 10508 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, is amended to read:".

Amendment No. 4

On page 1, line 24, strike out ", including", and on page 2 strike out line 1, and in line 2 strike out "with transportation to and from school.", and insert "of educating the person, including the total of the amounts expended per pupil for the current expenses of education, the use of buildings and equipment, the repayment of local bonds and interest payments and state building loan funds, capital outlay, and transportation to and from school. The per pupil cost attributable to capital outlay shall be on the basis of an average expenditure for the preceding five years."

Amendment No. 5

On page 2, strike out lines 11 to 16, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 591—An act to amend Section 5208 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to the maintenance of automobile driver training classes by school districts.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 350—An act to amend Section 6800 of the Elections Code, relating to electronic and electromechanical tabulation of ballots.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", to add Section 6804 to, and to repeal Sections 6804, 6805, and 6806 of,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 3 and 4, and insert "6800. This chapter applies only in counties [containing 20 or more Assembly districts] in which the board of supervisors provides, by resolution, that it shall apply.

Sec. 2. Sections 6804, 6805, and 6806 of said code are repealed.

Sec. 3. Section 6804 is added to said code, to read:

6804. The State Commission on Voting Machines shall prescribe the procedure to be followed in tabulating ballots by means of any type of mechanical, electrical, electromechanical or electronic tabulating device approved by it, which procedure shall apply under this chapter. The procedure shall be devised to insure accuracy in tabulation."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Assembly Bill No. 456—An act to add Section 32109 to the Health and Safety Code, and to amend Section 4501 of the Elections Code, relating to hospital districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "Section", and insert "Sections".

Amendment No. 2

In line 2 of the title, after "4501", insert "and 4501.5".

Amendment No. 3

On page 1, line 6, after "Code", insert "if the lawful receipts and expenses of his campaign exceed two hundred dollars (\$200)".

Amendment No. 4

On page 1, after line 14, insert

"SEC. 3. Section 4501.5 of said code is amended to read:
4501.5. A candidate or nominee for a municipal office or for election to the office of director of a hospital district need not file a campaign statement if the lawful receipts and expenses of his campaign do not exceed two hundred dollars (\$200)."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 92—An act to add Article 6 (comprising Sections 11660 to 11663, inclusive) to Chapter 2, Division 14 of, and to amend Section 11649 of, the Elections Code, relating to interference with initiative, referendum, and recall.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 15, of the printed bill as amended in Senate March 11, 1959, after the second "or", insert "to inflict damage".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 425—An act to amend Sections 11002 and 11003 of the Government Code, relating to receipt of mail by the State and its agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 17, of the printed bill, strike out "and time".

Amendment No. 2

On page 1, line 18, after "mark", insert "and by the time specified by law for that date".

Amendment No. 3

On page 2, line 24, strike out "and time".

Amendment No. 4

On page 2, line 25, after "mark", insert "and by the time specified by law for that date".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 448—An act to amend Section 15451 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school buildings.

Bill read second time, and ordered to third reading.

Assembly Bill No. 229—An act to amend Section 7717 of the Education Code, and amend Section 19581 of the Education Code as proposed by Senate Bill No. 2, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

On page 2, between lines 25 and 26, insert

"For the purposes of this chapter pupils attending grades 7 and 8 in an elementary district but residing in a high school district which maintains one or more junior high schools shall not be considered in determining or estimating the average daily attendance of the elementary district, unless the elementary district, on the effective date of the amendment to this section enacted at the 1959 Regular Session, maintains grades 7 and 8. When such pupils are so considered in determining or estimating the average daily attendance of the elementary district in making an apportionment to the elementary district, such pupils shall not be considered in determining or estimating average daily attendance of the high school district in making an apportionment to the high school district for junior high school purposes."

Amendment No. 3

On page 2, lines 26 and 27, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 4

On page 3, between lines 19 and 20, insert

"For the purposes of this chapter pupils attending grades 7 and 8 in an elementary district but residing in a high school district which maintains one or more junior high schools shall not be considered in determining or estimating the average daily attendance of the elementary district, unless the elementary district, on the effective date of the amendment to this section enacted at the 1959 Regular Session, maintains grades 7 and 8. When such pupils are so considered in determining or estimating the average daily attendance of the elementary district in making an apportionment to the elementary district, such pupils shall not be considered in determining or estimating average daily attendance of the high school district in making an apportionment to the high school district for junior high school purposes."

Amendment No. 5

On page 3, strike out lines 20 to 23, inclusive, and insert

"SEC. 3. Section 2 of this act shall become operative at the same time as the Education Code, as enacted by the Legislature at its 1959 Regular Session, takes effect, at which time Section 7717".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 387—An act to add Section 4676 to the Education Code, and to add Section 2898 to the Education Code as proposed by Senate Bill No. 2, relating to the lapsation of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 363—An act to amend Section 4238 of, to repeal Section 4239 of, the Education Code, and to amend Section 2561 of, and to repeal Section 2562 of, the Education Code as proposed by Senate Bill No. 2, relating to the formation of junior college districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 560—An act to amend Section 1080 of the Agricultural Code, relating to use and application of injurious materials.

Bill read second time, and ordered to third reading.

RECESS

At 3.50 p.m., on motion of Senator Burns, the Senate recessed until 3.58 p.m.

REASSEMBLED

At 3.58 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Chief Assistant Secretary Lachlan M. Richards at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS

Senate Bill No. 446—An act to amend Sections 3031, 3240, 3242, 3245, 4006, 4751, and to repeal Sections 3243 and 3244 of the Fish and Game Code, relating to licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 282—An act to amend Section 766 and to repeal Section 767 of the Financial Code, relating to loans and investments by banks and trust companies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 558—An act to amend Section 346 of the Streets and Highways Code, relating to state highway routes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 639—An act to amend Section 73 of the Vehicle Code, and to amend Section 285 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the definition of a vehicle dealer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 671—An act to add Sections 305.2 and 744.1 to the Vehicle Code, and to add Sections 1816 and 13367 to the Vehicle

Code as proposed by Assembly Bill No. 5, relating to traffic violations committed by minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 507—An act to add Section 30705 to, and to amend Section 30701 of, the Streets and Highways Code, relating to the Benicia-Martinez Ferry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 888—An act to amend Sections 1010 and 1011 of, and to add Section 1011.5 to, the Agricultural Code, relating to spray residue.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Assembly March 6, 1959, after "justified," insert "Until a different permissible tolerance is established by rules and regulations of the director pursuant to this article, the permissible tolerances for fresh and dried fruits, vegetables, hay, fodder, or feedstuffs are as follows: flourine, 7 parts per million; arsenic, expressed as arsenic trioxide, 3.5 parts per million; lead, 7 parts per million; dichloro-diphenyl-trichloroethane (DDT), 7 parts per million."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Concurrent Resolution No. 44—Relative to public lands in South Humboldt Bay.

Resolution read, and presented by Senator Christensen.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Joint Resolution No. 9—Relative to scrapie disease of sheep.
Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 561—An act to amend Section 4395 of the Agricultural Code, relating to testing, weighing, and sampling of fluid milk.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 569—An act to amend Section 660 of the Agricultural Code, relating to milk products plant licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 583—An act to amend Section 1101 of the Agricultural Code, relating to egg standards.

Objection Raised

Senator Shaw objected to Assembly Bill No. 583 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 583 to the second reading file.

Assembly Bill No. 695—An act to amend the title of Article 3 (commencing at Section 14893) of Chapter 3 of Part 5, Division 12 of, to amend Section 14906 of, to add Section 14895 to, and to repeal Section 14897 of the Health and Safety Code, relating to the abatement of hazardous weeds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 835—An act to amend Sections 802.6 and 823.53 of the Agricultural Code, relating to grape containers.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 840—An act to amend Section 1239 of the Agricultural Code, relating to agricultural warehouse inspection and license fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1019: By Senator Arnold—An act to add Section 630.1 to the Probate Code, relating to collection of assets without administration.

Referred to Committee on Judiciary.

Senate Bill No. 1020: By Senator Brown—An act to add Section 8109.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to driver education and training.

Referred to Committee on Education.

Senate Bill No. 1021: By Senator Williams—An act to add Section 1850 to the Revenue and Taxation Code, relating to the court review of inter-county equalization orders or decisions of the State Board of Equalization.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1022: By Senator Williams—An act to add Section 473.5 to, and to repeal Section 637.1 of the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Senate Bill No. 1023: By Senators Teale, Brown, Arnold, Berry, and Christensen—An act to add Article 10 (commencing at Section 53910) to Chapter 4, Part 1, Division 2, Title 5 of the Government Code, relating to local taxation.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1024: By Senator Teale—An act to repeal Section 10126 of the Health and Safety Code, relating to vital statistics.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1025: By Senators Teale, Arnold, and Burns—An act to amend Sections 179, 1060, 4025, 4029, 4030, 4050, 4051, 4052, 4100, 4101, 4103, 4104, 4125, 4126, 4150, 4200, 4201, 4225, 4228, 4275, 4276, 4278, 4279, 4282, 4306, 4307, 4326, 4329, 4330, 4331, 4352, 4353, 4356, 4357, 4358, 4400, 4401, 4402, 4403, 4404, 4405, 4406, 4407, and the title of Chapter 8 (commencing at Section 4350) of Part 4, Division 2 of, and to add Sections 4350 and 4359 to, the Water Code, relating to the transfer of the watermaster service function to the State Water Rights Board, and making an appropriation.

Referred to Committee on Water Resources.

Senate Bill No. 1026: By Senators Rodda, O'Sullivan, Arnold, and Fisher—An act to add Article 6 (commencing with Section 21380) to Chapter 9, Part 3, Division 5, Title 2 of the Government Code and to add Sections 20230.5, 20750.13, 20750.23, 20750.33 and 20750.43 thereto, relating to the State Employees' Retirement System with respect to the payment of survivors' allowances thereunder.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1027: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Sections 25608 and 25852 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to deaf and blind pupils.

Referred to Committee on Education.

Senate Bill No. 1028: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Sections 27365, 27561 and 28256 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to libraries.

Referred to Committee on Education.

Senate Bill No. 1029: By Senators Dilworth, Donnelly, and Grunsky (Co-authored by Assemblymen Hegland, Grant, and Winton)—An act to amend Sections 31219 and 31251 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to scholarships.

Referred to Committee on Education.

ADJOURNMENT

At 4.32 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 10 a.m., Friday, March 20, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-EIGHTH LEGISLATIVE DAY

FIFTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, March 20, 1959

The Senate met at 10 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, as we love and cherish our freedom, grant that we may ponder long and well the words of the Great Teacher, "You shall know the truth and the truth shall make you free." Help us then to find ways and means to provide adequately and generously for our schools, that they be not in any way hindered in their task of educating for responsible citizenship in a Nation where government is by the *consent of the governed*. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Murdy, on motion of Senator Byrne, due to legislative business.

Senator Gibson, on motion of Senator Byrne, due to legislative business.

Senator Cobey, on motion of Senator Burns, due to legislative business.

Senator Coombs, on motion of Senator Holmdahl, due to legislative business.

Senator McAteer, on motion of Senator McCarthy, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Carroll Parker, editor and publisher, *Glendale News Press*; Mr. Roy N. Clayton, president, Shoreline Planning Commission, Glendale; and Mr. Carr S. Pechtel of El Granada.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. Howard Williams, Mrs. Anne Maritzen, Mrs. J. A. Crawford, and Mr. and Mrs. Clarence L. Fraser, of Dinuba.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Senator Brown's son-in-law, Mr. James Gilliam, and Vance Gilliam and James Gilliam, Jr., the Senator's grandsons, of Barstow.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John P. Yost of San Diego.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to City Councilman Walter R. Wright and Mr. Jack Frost, of Indio.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bob Dryden and Bernard Votteri, University of California, Davis.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack Bryant, director, and Mr. George Tank, general manager, Imperial Irrigation District, Imperial.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. James Benning, Miss Olivia Tafolla, Mrs. Peggy Mello, and Mrs. Sybil Crookham, adults; and the following students of the Winton Elementary School, Winton: Margaret Alonza, Jimmy Ayala, Teresa Baiz, Leonard Baker, Diane Baldrige, Sammy Barnett, Sidney Barrett, Douglas Beaty, Winnie May Blake, Roland Brooks, Robert Caves, Darlene Chandler, Linda Crain, Tommy Dias, George Eason, Carol Erskine, Virginia Flores, Betty Friesen, Carolyn Giesbrecht, Pamela Glanzman, Raymond Gonzales, Richard Graves, Calvin Hashimoto, Sharon Jantz, Susan Koehn, Verna Koehn, David Lopez, Terry Luker, Neil Mabry, Gerald Mabry, Patrick Maddi, Marlin Nachtigal, Bobby Ormston, Henry Ornelas, Anna Padilla, Gloria Peaster, Laverna Peaster, David Phillips, Linda Ralston, Stanley Romero, Garry Schmidt, Alicia Soria, Tim Statler, Robert Stockton, Alvin Sutton, Nicky Vann, Dennis Varner, Lynn Wayne, Janelle Wiens, Arlene Williams, Larry Williams, Patricia Wolfe, and Willard Yokley.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Brown, Miss Hart, Mrs. Hinton, and Mr. Stiller, instructors, and the following students of the William H. Crocker School, Hillsborough: Marilyn Aurnhammer, Sharon Booth, Alan Colberg, Robert Cranson, William Cunha, Barry Edwards, Phil Freilich, Donna Froehlich, Susan Karski, Gale

Larkin, Karen Lee, Linda Lehr, Lynn Lennart, Diedre Luke, Jill Metzger, Michelle Nichols, Quita Perelli-Minetti, Barry Peole, Margaret Popov, Patty Reulman, Douglas Roberts, Dene Roe, Nancy Ross, Allen Schlies, David Stewart, Toni Bates, Vicki Barthelmess, Judy Blatteis, D'Arcy Bracamonte, Carolyn Chinitz, Tom Dannenfelser, Donna Deitch, Diane Draney, Patsy Fahey, Clifford Glidden, Suzanne Haas, Richard Kane, David Kowalski, Shelley Krieger, Mike Lagen, Harley Licht, Paul Luiz, Neils Neustrup, Donna Reeves, Jon Rosenthal, Barbara Ross, William Rossi, Craig Rudinger, Steve Schroeder, Bonnie Shapiro, Craig Stewart, David Strauss, Connie Winter, Robert Wortman, Robert Beber, Lynne Clumeck, Nancy Coleman, Jerry Gener, Steve Gensler, Richard Greco, Jill Harband, Carol Helmick, Paula Henevold, Terry Johnston, Richard Kauffman, John Lauder, Teresa Legallet, Susan Linville, Sarah McAfee, Bonnie Meek, Deborah Ostrander, Pamela Seeley, Steve Shapiro, Jon Steil, Dixie Thysen, Ned Tompkins, Suzanne Van Stralen, Tim Wall, Ann Wangenheim, Ed Whittlesey, Sally Wiest, Jon Wisnom, Roger Berg, John Bohmker, Karen Cue, Jon Edwards, Sue Ellis, David Featherstone, Mike Fox, Tory Ann Frey, Melinda Gilmartin, Connie Harrison, Tracy Jackel, Ivan Jurow, Alan Loveness, Beth Macey, Robert May, Gene Mignacco, Lynn Meyers, Geraldine Nedwick, Jon Older, Mike Phillips, Pennie Rich, Gregory Ritschy, Janie Rodden, Susan Schmitz, Joanne Sommer, Terry Seligman, and Douglas Van Vlear.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Troyn, Mr. Cornwell, Mr. and Mrs. Oehlschlaeger, Mr. and Mrs. Koligian, Mrs. Omstead, and Mrs. Wulf, adults; and the following students of the Houghton-Kearney School, Fresno: John Berry, Mike Bottasso, Billy Childrey, Lupe Garica, Larry Gilstrap, Don Hays, Carl Henderson, Mitch Koligian, Fred Mackey, Frank Page, Lupe Santellano, Donna Fanuechi, Gladys Maddings, Carmen Martinez, Gwen Oehlschlaeger, Karen Pyle, and Charlene Wulf.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wayne C. Eekman, principal, Mrs. Rose Engelman, parents; and the following students of the Barstow Elementary School, Fresno: Laurette Rebensdorf, Sharon Kerber, Donna Lung, Marian Amaro, Sylvia Calvillo, Louise Garcia, James Klein, Norman Engelman, Russell Yemoto, and Norman Bermodes.

COMMUNICATIONS

The following communications were received and read, and on motion of Senator Burns, ordered printed in the Journal:

ROSEVILLE, CALIFORNIA, March 18, 1959

To the Honorable Members of the California State Senate

DEAR FRIENDS: Again I come to thank you, this time for the fine tribute you paid my husband, Clarence McRae, in your Senate Resolution No. 35.

The text is so wonderful and so true of my beloved husband, and my son, Kenneth, joins me in humble gratitude and best wishes.

Sincerely yours,

MAE LUCILLE McRAE, (MRS. CLARENCE)

OFFICE OF THE PRESIDENT OF SENATE
OREGON STATE SENATE
SALEM, OREGON, March 11, 1959

*President of the Senate, California Legislature
State Capitol, Sacramento, California*

DEAR MR. PRESIDENT: The Members of the Oregon Legislative Assembly cordially invite the Members of the California Legislative Assembly to attend the Oregon Centennial Celebration beginning June 10th.

Cordially yours,

WALTER J. PEARSON
President of the Senate

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 19, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 186
Senate Bill No. 266
Senate Bill No. 332

Senate Bill No. 591
Senate Bill No. 604
Senate Bill No. 652

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 187

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 43
Senate Concurrent Resolution No. 44

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Revenue and Taxation

SENATE CHAMBER, March 16, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:
Senate Bill No. 189

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Senate Bill No. 135

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Assembly Bill No. 263

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Resolution No. 57

Senate Concurrent Resolution No. 44

Senate Concurrent Resolution No. 43

Assembly Concurrent Resolution No. 91

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Local Government

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 437

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 437

Senator Teale moved that Senate Bill No. 437 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)**Senate Bill No. 437**—An act to add Section 35010 to the Government Code, relating to the annexation of territory to cities.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code," insert "and to amend Section 731a of the Code of Civil Procedure,".

Amendment No. 2

In line 2 of the title, strike out "the annexation of territory to cities", and insert "county zoning for airport purposes".

Amendment No. 3

On page 1, strike out lines 5 to 15, inclusive, and insert "land use in any county which is subsequently annexed to a city pursuant to Article 2 or 5 of this chapter shall continue to be subject to such use restriction, notwithstanding any city zoning ordinances, unless consent to a change in use is granted by the landowner of the territory.

Sec. 2. Section 731a of the Code of Civil Procedure is amended to read:

731a. Whenever any city, county, or county shall have established zones or districts under authority of law wherein certain manufacturing or commercial or airport uses are expressly permitted, except in an action to abate a public nuisance brought in the name of the people of the State of California, no person or persons, firm or corporation shall be enjoined or restrained by the injunctive process from the reasonable and necessary operation in any such industrial or commercial zone or airport of any use expressly permitted therein, nor shall such use be deemed a nuisance without evidence of the employment of unnecessary and injurious methods of operation. Nothing in this act shall be deemed to apply to the regulation and working hours of canneries, fertilizing plants, refineries and other similar establishments whose operation produce offensive odors."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 535

Senate Bill No. 543

Senate Bill No. 544

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 535

Senator McBride moved that Senate Bill No. 535 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 535—An act to add Section 24759 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 18, inclusive, and insert "24759. The department shall cause to be made a survey of the cost of doing business of the distilled spirits wholesale industry on sales of distilled spirits to the retail industry, and upon the findings in such survey, shall adopt rules and regulations to prevent sales below cost and provide for the orderly distribution of distilled spirits."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 543

Senator McBride moved that Senate Bill No. 543 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 543—An act to amend Sections 25600 and 25752 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 25600 and", and insert "Section".

Amendment No. 2

On page 1, strike out lines 1 to 12, inclusive.

Amendment No. 3

On page 1, line 13, strike out "2", and insert "1".

Amendment No. 4

On page 1, strike out line 22.

Amendment No. 5

On page 1, line 23, strike out "records relating to the", and insert "No licensee may manufacture, import, sell or distribute alcoholic beverages in the State of California unless he keeps records at his licensed premises of such".

Amendment No. 6

On page 1, line 23, between the words "manufacture" and "importation", insert ",".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 544

Senator McBride moved that Senate Bill No. 544 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 544—An act to amend Sections 23771, 24755 and 24757 of, and to add Section 24756.5 to, the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, insert "." after "State", and strike out the balance of said line.

Amendment No. 2

On page 1, strike out lines 9 to 11, inclusive.

Amendment No. 3

On page 2, line 8, between "retail" and "shall", insert "in the original package for consumption off the licensed premises".

Amendment No. 4

On page 2, line 9, strike out "contract exe-".

Amendment No. 5

On page 2, line 10, strike out "euted pursuant to this chapter", and insert "minimum resale price schedule filed with the department by the person who is in control of the brand, trademark or name under which the distilled spirits are sold in this State. The department shall have the power to reject any minimum resale price schedule which the department has determined would result in a violation of the Unfair Practices Act (commencing at Section 17000) and the department shall have the further power to adopt standards under the provisions of said Unfair Practices Act and such standards shall be binding upon the licensee who is required to file the minimum resale price schedule under the provisions of this section."

Amendment No. 6

On page 2, line 12, strike out "violate any of the provisions of".

Amendment No. 7

On page 2, strike out line 13 and insert "sell or offer for sale any distilled spirits in violation of the minimum resale price filed in said schedule".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 365

Senate Bill No. 736

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 365

Senator McBride moved that Senate Bill No. 365 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 365—An act to amend Section 16622 of, to add Section 16622.1 to, the Education Code, to amend Section 12152 of, and to add Section 12152.5 to the Education Code as proposed by Senate Bill No. 2, relating to compulsory attendance of pupils.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "16622 of, to add Section 16622.1 to, the Education Code, to amend Section".

Amendment No. 2

In lines 3 and 4 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 16, inclusive, and insert "SECTION 1. Section 12152 of the Education Code as enacted by the Legislature at its 1959 Regular Session, is amended to read:".

Amendment No. 4

On page 2, line 4, strike out "4", and insert "2".

Amendment No. 5

On page 2, line 8, strike out "board of education and its", and insert "superintendent of schools and his".

Amendment No. 6

On page 2, strike out lines 10 to 16, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 736

Senator McBride moved that Senate Bill No. 736 be amended and referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 736—An act to add Article 5.5 (commencing at Section 13480) to Chapter 2 of Division 10 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to

leaves of absence for specialized training for certified employees of school districts, and making an appropriation.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after the first "to", insert "amend Section 855 of, and to".

Amendment No. 2

In line 2 of the title, after the second "of", insert a comma.

Amendment No. 3

In lines 4 and 5 of the title, strike out "certified employees of school districts", and insert "certificated employees".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out lines 1 to 3, inclusive, and insert

"SECTION 1. Section 855 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, is amended to read:

855. Each person employed by a county superintendent of schools in a position requiring certification qualifications, and whose salary is paid from the county school service fund, has the same right with respect to leaves of absence, sick leave, and bereavement leave as a person employed by a school district in a position requiring certification qualifications.

The provisions of Sections 13453 to 13466, inclusive, and Sections 13467, 13468, 13469, [and] 13470, 13480, and 13481 apply to persons so employed by a county superintendent of schools and so paid from the county school service fund. Whenever, in such provisions, a duty or power is imposed upon or granted to the governing board of a school district or an employee thereof, such power or duty shall, for the purposes of this section, be deemed to be granted to or imposed on the county superintendent of schools or his employee, respectively. When "district" is used in such provisions, it shall, for the purposes of this section, be deemed to mean "county superintendent of schools." Compensation paid to such employees during such leaves shall be paid from the county school service fund.

The granting of leaves of absence to such employees pursuant to Section 13457 shall be by the county superintendent of schools, upon approval by the county board of education.

SEC. 2. Article 5.5 (commencing at Section 13480) is added to Chapter 2 of Division 10 of said code, to read:".

Amendment No. 5

On page 2, line 5, strike out "at", and insert "of".

Amendment No. 6

On page 2, line 6, strike out "as required by Section 13458, but", and insert "and".

Amendment No. 7

On page 2, line 8, after the comma, insert "as provided by Section 13458."

Amendment No. 8

On page 2, line 8, strike out "and all", and insert "All".

Amendment No. 9

On page 2, between lines 11 and 12, insert

"The number of leaves of absence under this section, as to any employee, shall be limited to two, of a duration of one academic year each, and such leaves may be taken consecutively.

The leave provided for in this section is in addition to any other leave provided for by law."

Amendment No. 10

On page 2, line 29, strike out "2", and insert "3".

Amendment No. 11

On page 2, line 37, strike out "3", and insert "4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Short:

SENATE CHAMBER, March 11, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 968—An act transferring funds for water development.

Respectfully submitted,

SENATOR SHORT

Recommendation of Committee on Rules

SENATE CHAMBER, March 20, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Short:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 968.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Donnelly, Farr, Fisher, Gramsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—30.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 362

Senator Short moved that Senate Bill No. 362 be withdrawn from Committee on Fish and Game for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 362—An act to add Chapter 8 (commencing with Section 6900) to Part 1, Division 6 of the Fish and Game Code, relating to salmon and steelhead spawning areas.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Chapter 8 (commencing with Section 6900) to Part 1, Division 6 of", and insert "Sections 312, 313, and 314 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 312 is added to the Fish and Game Code, to read:

312. It is the policy of this State to preserve its salmon and steelhead spawning areas from unnecessary damage caused by the removal of gravel, sand and aggregate from spawning riffles.

In order to so protect and preserve the salmon and steelhead resources of this State and aid in their propagation, the commission shall prescribe the manner, time of year, and places from which gravel, sand or other aggregate material may be removed in the following designated salmon spawning areas:

(a) Sacramento River, Keswick Dam downstream to Squaw Hill Bridge.

(b) Battle Creek, Coleman Hatchery downstream to mouth.

(c) Feather River, Oroville downstream to mouth of Hount Creek.

(d) Yuba River, Englebright Dam downstream to the point where the river intersects the eastern boundary of Sec. 3, T. 15 N., R. 4 E., Yuba County.

(e) American River, Nimbus Dam downstream to Y. M. C. A. Quonset Hut located one mile downstream from locked gate at the end of Arden Way.

(f) Mokelumne River, Pardee Dam downstream to Clements Bridge.

(g) Stanislaus River, Goodwin Dam downstream to Riverbank Bridge.

(h) Tuolumne River, LaGrange Dam downstream to Waterford Bridge.

Such regulations shall apply only to those portions of these areas that have been used within the past 10 years by salmon or steelhead in their spawning activities, and only to those portions within such areas that lie between the lines of the mean level of fluctuation between high and low waterflows during the preceding year.

SEC. 2. Section 313 is added to said code, to read:

313. It is unlawful for any person to remove gravel, sand, or other aggregate from, or to change or alter the course or cause any change or alteration of the stream within, any area designated in Section 312 as a salmon spawning area without first obtaining a permit from the commission. The term of such permit shall not exceed 12 months, and the permit may be renewed on application to the commission. Such permit shall be in addition to any permission otherwise required by law for the extraction or removal of gravel, sand or aggregate. Removal of material under the permit shall be in accordance with the regulations of the commission made pursuant to Section 312.

SEC. 3. Section 314 is added to said code, to read:

314. In designating such salmon spawning areas for protection from aggregate removal it is recognized that many other streams throughout the range of the salmon and steelhead are also of great value as spawning areas and their omission from the list is not intended as an expression that they are without value as spawning areas subject to later legislative enactment."

Amendment No. 3

On page 1, strike out lines 2 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 602

Senator McBride moved that Senate Bill No. 602 be withdrawn from Committee on Labor for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 602—An act to add Sections 3213, 3214, and 3215 to the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "Bureau of Vocational Rehabilitation", and insert "Vocational Rehabilitation Section".

Amendment No. 2

On page 1, lines 16 and 17, strike out "Bureau of Vocational Rehabilitation", and insert "Vocational Rehabilitation Section".

Amendment No. 3

On page 2, lines 3 and 4, strike out "Bureau of Vocational Rehabilitation", and insert "Vocational Rehabilitation Section".

Amendment No. 4

On page 2, line 5, strike out "bureau", and insert "section".

Amendment No. 5

On page 2, line 8, strike out "bureau", and insert "section".

Amendment No. 6

On page 2, line 12, strike out "bureau", and insert "section".

Amendment No. 7

On page 2, line 14, strike out "bureau", and insert "section".

Amendment No. 8

On page 2, line 18, strike out "bureau", and insert "section".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 624

Senator McBride moved that Senate Bill No. 624 be withdrawn from Committee on Labor for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 624—An act to add Chapter 11.5 (commencing at Section 7041) to Division 6 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to sheltered workshops for the disabled, and making an appropriation.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 5, of the printed bill, strike out "Bureau of Vocational Rehabilitation", and insert "Vocational Rehabilitation Section".

Amendment No. 2

On page 2, line 14, strike out "Bureau of Vocational Rehabilitation", and insert "Vocational Rehabilitation Section".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 626

Senator McBride moved that Senate Bill No. 626 be withdrawn from Committee on Labor for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 626—An act to add Sections 7028 and 7029 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to vocational rehabilitation services, and making an appropriation.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "vocational".

Amendment No. 2

On page 1, line 3, strike out "Vocational rehabilitation", and insert "Rehabilitation".

Amendment No. 3

On page 1, lines 12 and 13, strike out "The chief administrative officer of the Bureau of Vocational Rehabilitation", and insert "The Director of Education".

Amendment No. 4

On page 1, lines 16 and 17, strike out "chief administrative officer", and insert "director".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 625

Senator McBride moved that Senate Bill No. 625 be withdrawn from Committee on Finance for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 625—An act making an appropriation to provide housing and equipment for the education of physically handicapped and mentally retarded minors.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, after the period, insert "No allocation of funds shall be made for any school district unless the program of education of physically handicapped minors and mentally retarded minors conducted by the district is made available for eligible minors residing in two or more other school districts.

Amendment No. 2

On page 1, line 14, after the period, insert "The Superintendent of Public Instruction shall, by rules and regulations, prescribe the procedures for allocating the moneys appropriated by this act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS

Senate Bill No. 286—An act to add Section 72074 of the Government Code, relating to the duties of the clerks of the municipal courts.
Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 1, of the printed bill, following "Section", strike out "72074", and insert "72090".

Amendment No. 2

On page 1, line 3, strike out "72074", and insert "72090".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 541—An act to amend Sections 74692 and 74693 of the Government Code, relating to the officers and attaches of the municipal courts established in districts in Santa Cruz County.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 11 to 19, inclusive.

Amendment No. 2

On page 2, lines 24 and 25, strike out "Fifteen dollars (\$15), fifteen dollars (\$15), sixteen dollars (\$16)", and insert "fifteen dollars (\$15), sixteen dollars (\$16), seventeen dollars (\$17)".

Amendment No. 3

On page 2, strike out lines 31 to 33, inclusive, and insert "fourteen dollars (\$14), fifteen dollars (\$15), and fifteen dollars (\$15), to a maximum of three hundred twenty-two dollars (\$322) monthly."

Amendment No. 4

On page 2, strike out lines 40 to 49, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 645—An act to add Sections 14.5 and 14.6 to Chapter 523 of the Statutes of 1867-1868, relating to the town lands granted to the unincorporated towns in this State by the Act of Congress entitled "An act for the relief of the inhabitants of cities and towns upon public lands," approved March 30, 1868.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 1, of the printed bill, before "Section", insert "SECTION 1."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 373—An act to amend Section 26907 of the Government Code, relating to the destruction of auditors' records.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 375—An act to amend Sections 29010, 29011, 29041 and 29061 of the Government Code, relating to county budget and tax levy procedures.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 114—An act to amend Section 28158 of the Government Code, relating to compensation for public services in counties of the fifty-eighth class.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 545—An act to amend Sections 9, 12, 27, 27.1, and to add Sections 16.3, 16.4, 17.1 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 3 of the printed bill, between lines 39 and 40, insert "A municipal water district shall not exercise the right of eminent domain, under this subdivision, for the condemnation of property outside the boundaries of the district, unless it first obtains the consent thereto of the board of supervisors of the county in which such property is located."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 464—An act to amend Sections 12502, 12503, and 12762 of, and to add Sections 12555 and 12764 to, the Health and Safety Code, relating to fireworks.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 275—An act to amend Sections 682.1 and 682.2 of the Code of Civil Procedure, relating to writs of execution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, line 18, of the printed bill, as amended in Senate March 2, 1959, after "annum", insert "in the amount of \$----- per day,".

Amendment No. 2

On page 3, line 7, after the period, insert "The clerk shall also enter the amount of interest which accrues daily, from the date of issuance of the writ, on the amount due on the judgment as entered."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 116—An act to add Section 1631 to the Civil Code, relating to sales of mining equipment.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "and to add 653d to the Penal Code".

Amendment No. 2

On page 1, after line 11, insert

"Sec. 2. Section 653d is added to the Penal Code, to read:

653d. Every person who sells machinery used or to be used for mining purposes who fails to give to the buyer, at the time of sale, a bill of sale for the machinery, or who fails to keep a written record of the sale, giving the date thereof, describing the machinery, and showing the name and address of the buyer, and every buyer of such machinery, if in this State, who fails to keep a record of his purchase of such machinery, giving the name and address of the seller, describing the machinery, and showing the date of the purchase, is guilty of a misdemeanor."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 57—An act to amend Section 12077 of the Penal Code, relating to records of pistol or revolver sales.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 159—An act to amend Sections 1853 and 1901 of the Probate Code, relating to conservatorship.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 206—An act to add Section 117n to the Code of Civil Procedure, relating to appeals from judgments of small claims courts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 389—An act to amend Section 11496 of the Insurance Code, relating to incorporation of nonprofit hospitals.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 35—An act to amend Section 36507 of the Government Code, relating to filing the oath of office by city officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 59—An act to add Section 1952.2 to the Code of Civil Procedure, relating to disposition of exhibits.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 60—An act to add Section 1952.1 to the Code of Civil Procedure, relating to destruction of exhibits and depositions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 61—An act to amend Section 1013a of the Code of Civil Procedure, relating to proof of service by mail.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 148—An act to amend Section 1269b of the Penal Code, relating to bail and deposits instead of bail.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 247—An act to amend Section 1370 of the Penal Code, relating to verdict as to insanity of defendant.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 290—An act to amend Section 501 of the Vehicle Code and Section 23101 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 291—An act to amend Section 502 of the Vehicle Code and Section 23102 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 585—An act to amend Section 3031 of the Civil Code, relating to inventory liens.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 438—An act to add Sections 21641 and 21642 to the Public Utilities Code, relating to airspace hazards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out “, add to the height of, or re-”.

Amendment No. 2

On page 1, line 13, strike out “place”, and insert “or add to the height of”.

Amendment No. 3

On page 1, strike out line 15.

Amendment No. 4

On page 1, line 16, strike out “such structure”, and insert “above the ground on which such structure rests”.

Amendment No. 5

On page 1, line 19, strike out “shall not issue”, and insert “may refuse issuance of”.

Amendment No. 6

On page 1, line 21, strike out “or replacement”.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 165—An act to repeal Sections 715.1, 770, 771, 774, 775 and 777 of, to amend Sections 715.3, 716, and 724 of, and to add Section 771 to, the Civil Code, relating to future interests in property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 2, lines 25, 26, 27, and 28, of the printed bill, strike out "and the provision is wholly ineffective unless, consistently with the purposes of the trust, it may be given effect for some period not exceeding such time."

Amendment No. 2

On page 2, line 31, strike out "all of the creators", and insert "the creator."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 167—An act to repeal Sections 2974 and 2975 of, and to add Section 2975 to, the Civil Code, relating to mortgages of personal property or crops to secure future advances.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 15, of the printed bill, after "advances", insert a comma.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 273—An act to add Sections 1998, 1998.1, 1998.2, 1998.3, and 1998.4 to the Code of Civil Procedure, relating to subpoena of hospital records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1998.3 and 1998.4", and insert "1998.3, 1998.4 and 1998.5".

Amendment No. 2

On page 1, line 3, strike out "Section 1998.3", and insert "Section 1998.4".

Amendment No. 3

On page 3, after line 6, insert

"SEC. 6. Section 1998.5 is added to said code, to read:

1998.5. In the event more than one subpoena duces tecum is served upon the custodian of records or other qualified witness from a licensed county hospital and the personal attendance of the custodian or other qualified witness is required pursuant to 1998.4 of the Code of Civil Procedure the witness shall be deemed to be the witness of the party serving the first such subpoena duces tecum."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 345—An act to add Section 1250a to the Code of Civil Procedure, relating to offers of purchase in eminent domain.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 12, of the printed bill, strike out "involving the property to which they relate".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 376—An act to add Section 10607 to the Health and Safety Code, relating to access of newspapermen to vital statistics records.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate March 5, 1959, after "newspaper", insert "of general circulation, in the course and scope of his employment,".

Amendment No. 2

On page 1, line 7, after "registrar", insert a comma.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 633—An act to add Section 6623 to the Welfare and Institutions Code, relating to handiwork of state hospital patients.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 634—An act to add Section 1125 to the Welfare and Institutions Code, relating to handiwork of Youth Authority inmates.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 38—An act to amend Sections 74342 and 74344 of the Government Code, relating to municipal court districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, after "71183.", insert "Notwithstanding the provisions of Article 7 (commencing at Section 71260) of Chapter 6 of Title 8, the clerk shall serve during the pleasure of the judges and may be removed by a two-thirds vote of all of the judges."

Amendment No. 2

On page 1, line 10, after "71183.", insert "Notwithstanding the provisions of Article 7 (commencing at Section 71260) of Chapter 6 of Title 8, the marshal shall serve during the pleasure of the judges and may be removed by a two-thirds vote of all of the judges."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Assembly Bill No. 282—An act to amend Section 22842 of, and to repeal Sections 22844 and 22845 of, the Water Code, relating to irrigation districts containing 500,000 acres or more.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 360—An act to amend Section 24228 of the Health and Safety Code, relating to air pollution control districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 361—An act to amend Section 2d of the Los Angeles County Flood Control Act (Chapter 755, Stats. 1915), relating to the Los Angeles County Flood Control District.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 612—An act to add Section 5834.1 to the Streets and Highways Code, relating to county maintenance districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1020—An act to amend Section 46005 of the Water Code, relating to additional preliminary assessments of water storage districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 157—An act to amend Section 25827 of the Government Code, relating to counties.

Bill read second time, and ordered to third reading.

Assembly Bill No. 209—An act to add Section 55529 to and amend Sections 55522 and 55523 of the Water Code, relating to county waterworks district bonds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 262—An act to add Section 55109 to the Water Code, relating to investigations and reports regarding proposed county waterworks districts or annexations thereto.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "to enable the property owners to sponsor a proposal".

Amendment No. 2

On page 1, line 11, strike out "districts", and insert "a district".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 665—An act to amend Section 2285 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 599—An act to add Section 1.5 to Chapter 2165 of the Statutes of 1957, relating to recreation, park and parkway districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 583—An act to amend Section 1101 of the Agricultural Code, relating to egg standards.

Bill read second time, and ordered to third reading.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 456—An act to add Section 32109 to the Health and Safety Code, and to amend Sections 4501 and 4501.5 of the Elections Code, relating to hospital districts.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 425—An act to amend Sections 11002 and 11003 of the Government Code, relating to receipt of mail by the State and its agencies.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Miller Presiding

At 10.40 a.m., Senator George Miller, of the Seventeenth Senatorial District, presiding.

Assembly Bill No. 448—An act to amend Section 15451 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school buildings.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 560—An act to amend Section 1080 of the Agricultural Code, relating to use and application of injurious materials.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 604—An act to amend Sections 1227, 1228, 1316, 1413 and 1416, and to repeal Section 1414, of the Financial Code, relating to loans.

Objection Raised

Senator Richards objected to Senate Bill No. 604 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 604 to the second reading file.

Senate Bill No. 266—An act to amend Section 108 of the Insurance Code, relating to classes of insurance.

Objection Raised

Senator Richards objected to Senate Bill No. 266 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 266 to the second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1030: By Senator Farr—An act to add Section 1621 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to changes in school district boundaries.

Referred to Committee on Local Government.

Senate Bill No. 1031: By Senator Miller—An act to add Section 13220 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to certificated employees of school districts.

Referred to Committee on Education.

Senate Bill No. 1032: By Senator Stiern—An act to amend Section 4880 of the Public Resources Code, relating to controlled burning.

Referred to Committee on Natural Resources.

Senate Bill No. 1033: By Senator Shaw—An act to add Section 20308 to the Government Code, relating to legislative employees.

Referred to Committee on Governmental Efficiency.

ADJOURNMENT

At 10.55 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, March 23, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FORTY-NINTH LEGISLATIVE DAY

FIFTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Monday, March 23, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Horn-dahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Create in us clean hearts, O God, and renew a right spirit within us, that we may bring fair and upright postures of mind and attitude to the deliberations of state which we face together. May the decisions we reach reflect sincere devotion to the common welfare and the principles of free and responsible government under God.
AMEN.

PLEDGE OF ALLEGIANCE

Senator Fisher led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Murdy, on motion of Senator Burns, due to illness.

Senator Williams, on motion of Senator Burns, due to illness.

Senator Coombs, on motion of Senator Johnson, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rudolph (Rudy) Wade, James E. Powers, George E. Prince, Ervin Schultz,

Mr. and Mrs. Stanley Benz and sons John and Joe, Mr. John M. Wedemeyer, Jr., and Jim Butler, San Jose; and Miss Candy Thompson, Yuba City.

On request of Senators Cobey and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. W. C. Lynch of Long Beach.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Linda Delton, Mr. and Mrs. Hugh Foley, John and Jim Foley, Miss Sallie Monroe Butler, Miss Carolyn Volk, and Miss Barbara Shell of Los Angeles; Edna Weisbart of Woodland Hills; Mr. and Mrs. Roy Faris and Mr. and Mrs. Jack Swihart of West Covina; Mr. and Mrs. Kenneth Bullock of Alhambra; Mr. Peter Adams of Beverly Hills; Mr. and Mrs. Fred V. Adam and children Cindy, Fred, Sally, and John, of Gardena; Mrs. Barbara Dunn and Charles and Carol Dunn of Glendale.

On request of Senators Richards and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jeanne King of San Francisco.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Joseph A. Rattigan and children Catharine, Anne, Michael, and Thomas Rattigan; Mr. Edward Barros, Mr. Robert Cook, and Mr. Leo V. Connolly, all of Santa Rosa.

On request of Senators Rattigan and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Eleanor M. Rattigan of San Francisco.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Girard Fisher, Mr. and Mrs. Harry Larson and daughter Kay, Mrs. Elizabeth B. Fago, Mr. and Mrs. Clifford R. Lauer, Mr. and Mrs. M. L. Johnson, and Miss Lili Fago of San Diego; Misses Merry Helland and Joan Helland of La Mesa, and Jim DeLacy, Sacramento.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Edward de Graffenried, Jr., his daughter Margaret de Graffenried, W. A. Newhoff, John R. Little, and W. A. Newsome, Jr., all of San Francisco.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Wayne Welch and Mrs. Beulah Welch of Berkeley.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Emmy Lefson, Jo Ann Quadros, Jane Della Santa, and Mr. and Mrs. Julian Guldberg of Sacramento; and Miss Fren Antley, University of California, Davis.

On request of Senators Hollister, McBride, Erhart, and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Peter Morse of Santa Barbara.

On request of Senators McAteer and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Austin Healey of Fresno.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Clifford

Cunha, leader; Philip Keller, and the following members of San Jose Girl Scout Troop No. 244: Miesje Kout, Carol Cunha, Darlene Graham, Ellen Thorpe, Annette Dedolph, and Judy Urseny.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. L. O. Williams, leader; Mrs. William Regan, coleader; Mrs. Millier Clark, Mrs. John Keller, Mrs. Leonard MacDonald, adults; and the following members of San Jose Girl Scout Troop No. 208: Cheryl Braeger, Judy Clark, Kathy Fine, Linda Greco, Ann Keller, Lenette MacDonald, Patty McCurdy, Betty Lou Mische, Ellen Regan, Carolyn Scharpf, Joanne Thomas, and Cheryl Williams.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Parley Kilburn of Bakersfield, Robert Hoagland of Isabella, Webster Wallace of Bakersfield, and Edwin De Mello of McFarland.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joel Fadem of Santa Monica, and John Sanders and William Short of Beverly Hills.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Rudolph Mische, leader, and the following members of San Jose Girl Scout Troop No. 325: Mary Brooks and Carol Mische.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to David Ellis of Burbank.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Henry H. Batchelder, Mrs. Mona Andreen, Miss Gail Andreen, and Mrs. Olive Norris of San Diego.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harold Buhlman of Hanford.

On request of Senators Montgomery and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Howard Barker of Hanford, and Mr. and Mrs. Henry Palmer of Los Angeles.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Forrest L. Brown, district superintendent; Raymond Safreno, assistant superintendent; Michael Mulidor, Paul Kihn, Wm. Hampel, Richard Oliveria, Dorothy Rawlings, Edith Batson, Dorothy Young, and Rose Davis, instructors; and the following students of the Riverbank Junior High School, Riverbank: Larry Anderson, Linda Berry, Linda Chambers, Edward Coffman, Melba Cooper, Ester Cornelison, Linda David, Homer Davis, Gay Dunn, Robert Hendrix, Don Geren, Larry Hogg, Ronnie Jordon, Patsy Kane, Ronnie Lackey, Richard Lewis, Barbara Luttrell, Rosa Medrano, Johnny Nickelson, Billie Odom, Claudia Plumlee, Philip Prestridge, Gerald Raper, Billy Joe Rush, Wanda Scott, Billy Smallwood, Kent Taylor, Mike Cantwell, Dwight Chapin, Lloyd Denton, Finas Everett, Richard Farmer, Bobby Francis, Virginia Garcia, Tony Iriqui, Oliver McGinnis, Steve McLaughlin, James Melton, Rosalie

Moreno, Diane Noakes, Virginia Roberts, Diane Spencer, Tommy Turnbull, Alice Williams, Robert Williams, Ronald Younger, Charles Geren, Gary Davis, Carl Tigner, Eddie Van Dyke, Garland Williams, Max Vallo, Illatrene Venoble, Marcita Brink, Ray Cox, Violet Davis, James Duddleston, Julie Dutton, Lorita Green, Paula Harper, Janice Harrison, Bill Hill, Bill Holden, Bruce Kiker, Peter Limper, John Lopez, Eva Lozano, Nawana McCarty, Jesse McGee, Steve Moreno, Kenneth Morris, James Myers, Elwanda New, Veronica New, Rosie Ornelas, Joe Pacheco, Marcille Pierce, Clifton Plumlee, Gary Sexton, JoJean Sherman, Ramana Shoemake, Inez Robinson, Lyndel Wade, Roger Webster, Malcolm Weeden, Joan Witt, Carolyn Barragan, Evelyn Daniels, Diane DiCarlo, David Ernst, David Ethier, Paul Frobose, Ronald Fuentes, Raymond Gonzales, Darlene Goode, Buddy Gray, Eldon Harmon, Clifford Kerr, Robert King, Winona Kumle, Connie Lackey, Linda Lockwood, Joe Lombardo, Charles McAndrews, Shirley McDowell, Stanley Merrill, Edythe Meyers, Loretta Payne, Jackie Piercefield, Dean Rios, Mary Alma Sill, Gary Staley, Richard Steele, Jean Wey, Jerry Whorton, Sharon Wheeler, and Patricia Wyrick.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mary Marzen, Kenneth Buoy, Mrs. O. Meissner, Mrs. Gladys Humphrey, Mrs. Dorothy Keck, and Mrs. Alfred Pascoe, instructors; Mrs. Marie Kollmeyer, Mrs. Lois Ross, Mrs. Ella Grandstaff, Mrs. Thelma Sneed, Mrs. Richard Davey, Mrs. P. W. Hall, Mrs. Reeves, Mrs. Dorothy Krek, Mrs. Eva Serpa, Mrs. Inez Gschwend, Mrs. Dana McClure, Mrs. Stewart Hunt, Mrs. Florence Silva, and Mrs. Ruth Alway, parents, and the following students of Walter White School, Ceres: Larry Berryhill, Harold Hackett, David Herrera, Donald Honaker, Richard Jolie, Donald Moss, Norman McGhee, Fred O'Roark, Carl Pearson, Mike Sarten, Paul Stewart, Donald Welsh, Donald Wood, Richard Wood, David Young, Patricia Bettinecourt, Sandra Bittick, Susan Brown, Joyce DeShields, Linda Earnest, Joyce Gary, Gloria Grandstaff, Rose Hernandez, Venice LaRosa, Judy Palmer, Mary Ann Ross, Patsy Ann Sneed, Carlene Suva, Geraldine Thompson, Brenda Ward, Mardell Woodruff, Ann Worthy, Wanda Yarbrough, Marlon Bird, David Campidonica, Thomas Charles, Arthur Harris, Roger Humphrey, Orville Jackson, Richard Lowe, Truman Murphy, John Peterson, Kenneth Remington, Larry Rice, Douglas Shepherd, Dwight Simmons, Eugene Spears, William Toliver, James Von Dohlen, Ronnie Spence, Toni Azevedo, Sandra Bair, Georgia Cato, Nancy Chiles, Perline Crane, Linda Cummins, Kay Gill, Margaret Herd, Eleanor Honeyfield, Shirley James, Jean Kollmeyer, Lorene Lankford, Patty Seymour, Leonira Silveria, Cathryn Williams, Joan Corning, Bobby Bradley, Steve Bronson, Kenneth Bryant, Kenneth Coble, Wayne Davis, Dick Evey, Robert Fallquist, Michael Gilbert, Donald Malik, Danny Moore, Johnny Stepp, Wyane Grider, Cena Armitstead, Geneva Belcher, Kathy Calton, Patty Davey, Kathy DeVe, Diane Gray, Phyllis Holmquist, Bernice Hopkins, Nadine Houlden, Linda Kenner, Shirley Lyle, Sharon Reeves, Sue Ann Rickard, Gloria Ross, Gay Sperry, Carolyn Whaley, Alice Wilson, Carolyn Decker, Francis Baker, Janet Browning, Wayne Caulkins, Dwayne Dill, John Giovanetti, William Mantzey, Wilce Martin, Van

Newell, Larry Pruitt, Marion Reeves, James Sanford, Charles Schlotzhauer, Dennis Thomas, Carl Ward, Jerry Smallwood, Alfred McClure, Joy Baker, Nora Bates, Glenda Flicklin, Deloris Gibson, Barbara Gregory, Deane Hall, Patricia Hall, Gwen Humphrey, Marilyn Hunt, Patty Johnston, Roberta Jordan, Martha Nave, Marilyn Omo, Pat Owens, Mary Reed, Sherrie Thompson, Lorraine Serpa, Arlena Shingler, Corrine Flud, Dick Chong, Rayford Davidson, Virgil Davis, Larry Denton, Alfred Gomes, Louis Grubeek, Joseph Gschwend, Lonnie Hilton, Richard Henry, Ronald Lawrence, Charles Lee, Richard McClure, Dennis Neptune, William Sargenti, John Sperry, John Barnes, Walter Douglas Fowler, Donald Mayer, Harold Norbury, Donna Alway, Marsha Geiger, Linda Groover, Mary Hunt, Mary Ann John, Bonnie Krepela, Connie Nail, Jessie Nelson, Karen Pitchlyn, Sharon Presto, Mickie Reynolds, Joanne Silva, Lou Wanna Taylor, Darlene Peters, Tommy Buster, Raymond Dias, John Emery, Thomas Harvey, Gary Haston, Danny Layne, James Lovett, Bobby Luke, Leon Ogden, Durand Overholtzer, Orville Painter, Henry Phillips, Lloyd Poe, Ray Rogers, Dewey Treat, Bobby Nolan, Bobby Wagley, Joyce Anderson, Rose Ann Fenters, Chloe Haddock, Rebecca Hill, Monica Landward, Sonja Lathim, Marsha Long, Ollie Martin, Vera Diane Palmer, Nancy Rensted, Martha Robinson, Sharlene Sizemore, Darlene Smith, Carol Stepp, Carolyn Tillery, Caroline Wall, Betsy Welsh, Kathleen Shoup, and Maida Yowell.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of the Sequel Union Elementary School District: Gary Parker, Erick Larson, Alan Feuerbaken, Bill Ashton, Jerry Haas, Gary Smith, Mike Kilburger, Ricky Needham, Paul Rumbaugh, David Brannum, Carl Twiss, Mickey Pine, Karen Colyear, Linda Blair, Beverly Gray, Christine Frandsen, Elaine Dice, Dolores Krins, Patty Myers, Lou Ann Duffy, Lyn Johnson, Me Me Willard, Carolyn Sakamoto, Margaret Jones, Sheri Hosmer, Susan Dyer, Gilda Perlow, Donna Cousins, Betty Smith, Judy Christmore, Suzanne Hager, Sandra Cox, Lucinda English, Sharon Howe, Evis Hartwig, and Diana Wood.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles Baker and Victor A. Lobree, adults; and the following members of Boy Scout Troop No. 601, San Lorenzo: Chuck Anschutz, Arthur Hardy, Gary Kukus, Steve Owens, Jack Thomas, Tom Ieanberry, Allen Tilghman, Ken Michel, Jerry Johnson, Tom Skinner, John Apley, David Baker, and David Laughlin.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Chamberlin, Mrs. John J. Tuite, Mrs. Percy Betts, Mrs. Norman Pick, and Mrs. E. D. Armstrong, adults; and the following members of Girl Scout Troop No. 129, Portola Junior High School, Contra Costa County: Louise Armstrong, Helen Catherine Betts, Annette Burton, Julie Durand, Grace Emerson, Debbie Gruberg, Kandy Kahn, Marilyn Pick, Trudy Taylor, Carol Jean Tuite, and Suzanne Wood.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Deemer, Mrs. Roskelley, Mrs. Stiles, Mrs. Nagy, Mrs. Baskin, and Mrs. Shipp, adults,

and the following members of Girl Scout Troop No. 288, Gregory Gardens School, Concord: Jeaneen Althaus, Linda Baskin, Diane Connerly, Nancy Deemer, Barbara Deschamps, Pat Falsone, Barbara Gilman, Bernadette Hendricks, Donna Marsh, Janice Max, Pat McGuinness, Kathy Nagy, Carol Anne Pierce, Jane Roskelley, Douglas Roskelley, Pat Roskelley, Dianne Schott, Leslie Shipp, Kathy Summerfield, Linda Stiles, Jeffrey Stiles, Sharon Thigpen, Terry Trechter, and Diana Dratt.

On the request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Eugene S. Jones and Mrs. Don Nittinger, adults, and the following members of Girl Scout Troop No. 101, Pine Grove School, Orinda: Meredith Brown, Janice Cattolica, Katie Jones, Julie Newman, Bonnie Winters, and Helen Williams.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Vesta Teizeirn, Mrs. Virginia Ridella, and Mr. Lawrence Crouchett, adults, and the following students of the Downer Junior High School, Richmond: John Thompson, Larry Miller, Bonnie Wallace, Paula Jenson, Phyllis Volk, Jaren Dahlstrom, Carmen Suda, Martha Teixeira, Charlene Howard, Kosta Petsas, Linda Sartor, Mary Yost, Laura Chatlain, Marion Kellis, Leah Toneri, Susan Ridella, Fred Wolkenhauer, Mary Ann Sanford, Glenda Mitchell, Melvin Wolfe, Neilson Rees, Charles Jones, Dora Jackson, Lynda Fara, Larry Sallee, Janan Hatfield, John Scherich, Susan Welschmeyer, Ronald Morgan, Dan O'Shea, Charles O'Shea, Jose Consales, Scott Johnson, Paula Mogannam, and Don Brown.

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Crawford, Mrs. Gifford, and Mrs. Stauffer, adults, and the following students of Morley School, Oak Run: Hugh Crawford, Kenneth Gifford, Steve Pankonin, Betty Howden, Barbara Crawford, and Joan Davis.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Hatton, instructor, and the following students of the Lomolita Elementary School, Ukiah: David Bliss, Carol Bourquin, David Branson, Carol Brennan, Mike Cash, Kenneth Christensen, James Conover, Toni Davis, Odis Fulton, Linda Geise, David Hathaway, Joe Hogan, Shirley Jordon, Gary Kidwell, Frank Kinney, Vickie Kinney, Betty Lewis, Linda Mayfield, Mary McFarling, Sandra McGuire, Cindy Mercer, Patsy Mosna, Burton Oliver, Michael Pace, Larry Rogers, Randy Seward, Linda Shields, LaVon Sollars, Steve Ward, Melissa Woods, and Brenda Youncey.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Leo B. Hart, district superintendent, Mr. and Mrs. Eugene Black, Mr. and Mrs. John Regan, Mr. and Mrs. E. J. Cozart, Weldon Dunn, Jesse Cabrera, Herman Day, Tom Martinez, Mac Johns, Mrs. Howard, Mrs. Lee, and Mrs. Noble, parents and instructors, and the following students of the Pondham Union Elementary School, Pond: Helen Davidson, Deann McCullar, Gloria Bell, Nancy Parsons, Cleather Lee, Yolanda Martinez, Mary Willis, Janice Anderson, Jennifer Black, Patti

Regan, Sherry Parnell, Richard Hernandez, Donnie Gorman, Oscar Noble, Johnny Ogborn, Tommy Martinez, Billy Valoff, Jesse Cabrera, George Howard, Jimmy Cowen, James Griner, Duane Farris, McArthur Johns, Darrell Badger, Roy Flaherty, David Gorman, and Donald Cozart.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 23, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 425

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 28

Senate Bill No. 192

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, March 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted, as amended:

Senate Joint Resolution No. 4

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

Above resolution ordered to unfinished business file.

ASSEMBLY CHAMBER, March 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 63

Senate Bill No. 64

Senate Bill No. 66

Senate Bill No. 67

Senate Bill No. 77

Senate Bill No. 131

Senate Bill No. 134

Senate Bill No. 140

Senate Bill No. 185

Senate Bill No. 191

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Joint Resolution No. 11

Senate Concurrent Resolution No. 26

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, March 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 8

Assembly Joint Resolution No. 15

Assembly Concurrent Resolution No. 84

Assembly Concurrent Resolution No. 93

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read :

Assembly Joint Resolution No. 8—Relative to the selection of the City of Antioch as a site for an experimental saline water conversion plant.

Referred to Committee on Water Resources.

Assembly Joint Resolution No. 15—Relative to atomic energy and radiation protection.

Referred to Committee on Public Health and Safety.

Assembly Concurrent Resolution No. 84—Relative to acquisition of land in the City of Newport Beach for a state park.

Referred to Committee on Water Resources.

Assembly Concurrent Resolution No. 93—Relative to Sabbath School Instructors' Week.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 965

Assembly Bill No. 966

Assembly Bill No. 978

Assembly Bill No. 980

Assembly Bill No. 982

Assembly Bill No. 985

Assembly Bill No. 987

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 965—An act to amend Section 1592 of the Insurance Code, relating to alien insurers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 966—An act to amend Section 11624 of, and to add Section 11624.5 to, the Insurance Code, relating to commissions on insurance placed with the California Automobile Assigned Risk Plan, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 978—An act to add Sections 20988 and 21338 to, to amend Section 21706 of, and to repeal Section 21703 of, the Government Code, relating to the State Employees' Retirement System in respect to the integration therein of federal old-age and survivors' insurance coverage.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 980—An act to amend Sections 20865, 20950, 20950.5, 20951, 20952, 20952.5, 20952.6, 20953, and 21365.5, and to repeal Section 20806, of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 982—An act to amend Sections 20560, 20606, and 20834 of, to add Sections 20465 and 20933.5 to, and to repeal Sections 20019.1, 20019.2, 20606.1, and 20608.1 of, the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 985—An act to add Section 7056.5 to the Public Resources Code, relating to the production of oil and gas or other minerals.

Referred to Committee on Water Resources.

Assembly Bill No. 987—An act to amend Section 29484 of the Government Code, relating to proceeds of the United States Forest Reserve Fund.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 117
Assembly Bill No. 212
Assembly Bill No. 227
Assembly Bill No. 369
Assembly Bill No. 495
Assembly Bill No. 535
Assembly Bill No. 555
Assembly Bill No. 557
Assembly Bill No. 572
Assembly Bill No. 672
Assembly Bill No. 705
Assembly Bill No. 723
Assembly Bill No. 808
Assembly Bill No. 917
Assembly Bill No. 954
Assembly Bill No. 955
Assembly Bill No. 956
Assembly Bill No. 972

Assembly Bill No. 973
Assembly Bill No. 975
Assembly Bill No. 976
Assembly Bill No. 977
Assembly Bill No. 1005
Assembly Bill No. 1008
Assembly Bill No. 1052
Assembly Bill No. 1055
Assembly Bill No. 1068
Assembly Bill No. 1109
Assembly Bill No. 1131
Assembly Bill No. 1180
Assembly Bill No. 1193
Assembly Bill No. 1254
Assembly Bill No. 1263
Assembly Bill No. 1327
Assembly Bill No. 1359

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 117—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control.

Referred to Committee on Water Resources.

Assembly Bill No. 212—An act to add Section 25699 to the Government Code, relating to county water resources committees and boards.

Referred to Committee on Water Resources.

Assembly Bill No. 227—An act to add Section 55335 to the Water Code, relating to the powers of county waterworks districts.

Referred to Committee on Local Government.

Assembly Bill No. 369—An act to amend Section 514 of the Penal Code, relating to embezzlement.

Referred to Committee on Judiciary.

Assembly Bill No. 495—An act to amend Section 9535 of the Education Code, and amend Section 8801 of the Education Code as proposed by Senate Bill No. 2, relating to county school service fund library services.

Referred to Committee on Education.

Assembly Bill No. 535—An act to add Section 13831.7 to the Education Code, and to add Section 13516.5 to the Education Code as proposed by Senate Bill No. 2, relating to the salaries of certificated employees of school districts.

Referred to Committee on Education.

Assembly Bill No. 555—An act to amend Section 28105 of the Government Code, relating to compensation for public services in counties of the fifth class.

Referred to Committee on Local Government.

Assembly Bill No. 557—An act to amend Sections 5871, 5875, and 5876 of the Streets and Highways Code, relating to sidewalks, curbs, and other street improvements.

Referred to Committee on Local Government.

Assembly Bill No. 572—An act to amend Section 19582 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school building aid.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 672—An act to amend Section 13241 of the Public Utilities Code and to amend Section 3835 of the Public Districts Code, relating to the maturity of bonds of municipal utility districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Utilities.

Assembly Bill No. 705—An act to amend Sections 9080.3, 9084.5, and Section 9087, of the Insurance Code, relating to fraternal fire insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 723—An act to amend Section 35550 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to weight of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 808—An act to amend Section 37380 of the Government Code, relating to leases of city property.

Referred to Committee on Local Government.

Assembly Bill No. 917—An act to amend Section 6806 of the Education Code enacted by the Legislature at its 1959 Regular Session, relating to contracts for education of physically handicapped minors.

Referred to Committee on Education.

Assembly Bill No. 954—An act to amend Section 1872 of the Education Code and Section 1242 of the Education Code as proposed by Senate Bill No. 2, relating to school districts.

Referred to Committee on Local Government.

Assembly Bill No. 955—An act to amend Sections 13404 and 13405 of the Education Code, and to amend Sections 13364 and 13365 of the Education Code as proposed by Senate Bill No. 2, relating to teachers' institutes.

Referred to Committee on Education.

Assembly Bill No. 956—An act to amend Section 13104 of the Education Code, and to amend Section 13337 of the Education Code as proposed by Senate Bill No. 2, relating to employment and classification of personnel by public school districts.

Referred to Committee on Local Government.

Assembly Bill No. 972—An act to repeal Article 4.5 (commencing at Section 20215) of Chapter 2, Part 3, Division 5, Title 2 of, and to add Section 20209 to, the Government Code, relating to investment of money in the State Employees' Retirement Fund.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 973—An act to amend Sections 20024 and 20024.01 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 975—An act to amend Section 21361 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 976—An act to amend Section 20330 of the Government Code, relating to membership in the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 977—An act to amend Sections 20023.1, 20393, 20600.5, 21021.5, and 21360 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1005—An act to amend Section 19682 of the Government Code, relating to charges against state civil service employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1008—An act to amend Section 13842 of the Education Code, and to repeal Section 13842 of said code as amended by Chapter 1635 of the Statutes of 1953, and to repeal Section 13525 of, and to amend and renumber Section 13525.1 of the Education Code

as proposed by Senate Bill No. 2, relating to the compensation of personnel employed in the public schools, declaring the urgency thereof to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1052—An act to add Section 11018.1 to the Business and Professions Code, relating to subdivisions.

Referred to Committee on Business and Professions.

Assembly Bill No. 1055—An act to amend Sections 11000 and 11535 of the Business and Professions Code, relating to subdivisions.

Referred to Committee on Business and Professions.

Assembly Bill No. 1068—An act to add Section 279 to the Penal Code, relating to the offense of detaining or concealing a child from the person entitled to custody.

Referred to Committee on Judiciary.

Assembly Bill No. 1109—An act to amend Section 496 of the Penal Code, relating to stolen property.

Referred to Committee on Judiciary.

Assembly Bill No. 1131—An act to amend Section 4362 of the Agricultural Code, relating to milk products.

Referred to Committee on Agriculture.

Assembly Bill No. 1180—An act to amend Sections 447a and 449a of the Penal Code, relating to arson.

Referred to Committee on Judiciary.

Assembly Bill No. 1193—An act to amend Section 172 of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1254—An act to amend Section 1053 of the Fish and Game Code, relating to duplicate licenses.

Referred to Committee on Fish and Game.

Assembly Bill No. 1263—An act to amend Section 5252 of the Financial Code, relating to actions by the Savings and Loan Commissioner on applications filed with him, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1327—An act to add Section 1153 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to destruction of returns.

Referred to Committee on Elections.

Assembly Bill No. 1359—An act to amend Section 20009.1 of the Government Code, relating to employees' retirement system.

Referred to Committee on Governmental Efficiency.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 23, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this passed:

Assembly Bill No. 1062

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 1062—An act to add Chapter 7 (commencing at Section 12900) to Part 6 of Division 6 of the Water Code, relating to development of water resources of the State.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 11—Relative to highway improvements by the Department of Public Works;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twentieth day of March, 1959, at 1 p.m.

BURNS, Chairman

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 35	Senate Bill No. 206
Senate Bill No. 57	Senate Bill No. 247
Senate Bill No. 59	Senate Bill No. 290
Senate Bill No. 60	Senate Bill No. 291
Senate Bill No. 61	Senate Bill No. 373
Senate Bill No. 114	Senate Bill No. 375
Senate Bill No. 148	Senate Bill No. 389
Senate Bill No. 159	Senate Bill No. 464

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 229
Senate Bill No. 585

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 116	Senate Bill No. 541
Senate Bill No. 275	Senate Bill No. 545
Senate Bill No. 286	Senate Bill No. 645
Senate Bill No. 438	

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Natural Resources

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:

Senate Bill No. 382
Senate Bill No. 383

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BERRY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 20, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which were referred:
 Senate Bill No. 380 Senate Bill No. 384
 Senate Bill No. 381 Senate Bill No. 385

Has had the same under consideration, and reports the same back with the recommendation: Do pass. Send to Consent Calendar.

BERRY, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:
 Assembly Bill No. 641

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:
 Assembly Joint Resolution No. 9

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BYRNE, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:
 Senate Bill No. 243
 Assembly Bill No. 386
 Assembly Bill No. 639

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:
 Assembly Bill No. 748

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which was referred:
 Assembly Bill No. 752

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:
 Assembly Bill No. 324

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred: Senate Bill No. 54

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred: Senate Bill No. 685

Has had the same under consideration, and reports the same back with the recommendation: Do pass, on Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 1170

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred: Senate Bill No. 209

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 70

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 70

Senator Hollister moved that Senate Bill No. 70 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 70—An act to add Section 1246.3 to the Code of Civil Procedure, relating to eminent domain.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate February 25, 1959, strike out line 4, and insert "present cash value of a residence".

Amendment No. 2

On page 1, line 5, strike out "dwelling or place of business".

Amendment No. 3

On page 1, line 6, after "condition of the", insert "home".

Amendment No. 4

On page 1, line 7, strike out "property".

Amendment No. 5

On page 1, line 11, strike out "agency", and insert "department".

Amendment No. 6

On page 1, line 11, after "consists of a", insert "residence".

Amendment No. 7

On page 1, strike out line 12, and insert "having".

Amendment No. 8

On page 1, line 14, strike out "fifty thousand dollars (\$50,000)", and insert "ten thousand dollars (\$10,000)".

Amendment No. 9

On page 1, line 18, strike out "dwelling, multiple family", and insert "residence".

Amendment No. 10

On page 1, line 19, strike out "dwelling or place of business".

Amendment No. 11

On page 1, strike out line 21, and insert "tion, or to uses other than of a residential nature."

Amendment No. 12

On page 1, strike out lines 22 and 23, and insert "Upon acceptance of such replacement residence".

Amendment No. 13

On page 1, strike out line 24, and insert "with".

Amendment No. 14

On page 1, strike out lines 26 and 27, and insert "such residence in the owner of the condemned property."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 208

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 208

Senator Donnelly moved that Assembly Bill No. 208 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 208 - An act to add Section 13001.6 to the Education Code and to add Section 13257.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the employment of teachers by school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 12, 1959, strike out "Section 13001.6 to", and insert "Sections 13001.6 and 13831.2 to, and to repeal Sections 13831.2, 13831.3, 13831.4 and 13831.5 of,".

Amendment No. 2

In line 2 of the title, strike out "Section 13257.5 to", and insert "Sections 13254.5 and 13513 to, and to repeal Sections 13513, 13514, 13515 and 13516 of".

Amendment No. 3

In line 3 of the title, strike out "Legislature", and insert "Legislature".

Amendment No. 4

On page 1, after line 18, insert

"Sec. 2. Sections 13831.2, 13831.3, 13831.4 and 13831.5 of said code are repealed.

Sec. 3. Section 13831.2 is added to said code, to read:

13831.2. Notwithstanding any other provision of law, if, prior to the effective date of this section, payment of the salary of any person employed in a position requiring certification qualification has been withheld because the certification document of such person was not in force for the period such salary was earned and the credentials of such person have been renewed or properly approved for issuance within 90 days after the end of such period, the district may pay the person the amount of salary withheld."

Amendment No. 5

On page 2, line 1, strike out "2. Section 13257.5", and insert "4. Section 13254.5".

Amendment No. 6

On page 2, line 4, strike out "13257.5", and insert "13254.5".

Amendment No. 7

On page 2, between lines 19 and 20, insert

"Sec. 5. Sections 13513, 13514, 13515 and 13516 of said code are repealed.

Sec. 6. Section 13513 is added to said code, to read:

13513. Notwithstanding any other provision of law, if, prior to the effective date of this section, payment of the salary of any person employed in a position requiring certification qualification has been withheld because the certification document of such person was not in force for the period such salary was earned and the credentials of such person have been renewed or properly approved for issuance within 90 days after the end of such period, the district may pay the person the amount of salary withheld."

Amendment No. 8

On page 2, strike out lines 20 to 24, inclusive, and insert

"Sec. 7. Sections 4 to 6, inclusive, of this act shall become operative at the same time as the Education Code, as enacted by the Legislature at its 1959 Regular Session, at which time Sections 13001.6 and 13831.2 of the Education Code as added by Sections 1 and 3 of this act are repealed."

Amendment No. 9

On page 2, line 25, strike out "4", and insert "8".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Fish and Game**

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which were referred:

Senate Bill No. 378

Senate Bill No. 379

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 378

Senator Farr moved that Senate Bill No. 378 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 378—An act to add Section 7702.1 to the Fish and Game Code, relating to commercial fishing.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "fishing", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, lines 3 and 4, strike out ", packing, preserving freezing or reduction plant in", and insert "or packing plant".

Amendment No. 3

On page 1, after line 13, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

If this act is to be in effect to afford its protection during the present season it must take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

MOTION TO AMEND SENATE BILL NO. 379

Senator Farr moved that Senate Bill No. 379 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 379—An act to amend Sections 8011 and 8014 of the Fish and Game Code, relating to receipts for fish.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "fish", insert ", and declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2, line 3, strike out "will", and insert "shall".

Amendment No. 3

On page 2, line 4, strike out "will be made available for", and insert "shall be made available by the maker for delivery to an agent authorized in writing by the majority of the persons who participated in the taking of the fish, excluding the fisherman receiving the original copy."

Amendment No. 4

On page 2, strike out lines 5 to 7, inclusive.

Amendment No. 5

On page 2, after line 7, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

If this act is to be in effect to afford its protection during the present season it must take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, March 16, 1959; Tuesday, March 17, 1959; Wednesday, March 18, 1959; Thursday, March 19, 1959, and Friday, March 20, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Johnson:

Senate Resolution No. 61

Relative to the creation of the Senate Interim Committee on the Alcoholic Beverage Industry

Resolved by the Senate of the State of California, As follows:

1. The Senate Interim Committee on the Alcoholic Beverage Industry is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the alcoholic beverage industry, and any and all matters relating to the manufacture, distribution, or sale of alcoholic beverages, and matters incidental or related thereto, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of five Members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment. The committee shall continue to act during the 1961 Regular Session, including any recess, with authority to file its final report not later than the final day of the 1961 Regular Session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

(f) To travel, or appoint a subcommittee or committee employee to travel, within or outside of this State and the United States in pursuing the investigation committed to it.

6. The sum of ----- dollars (\$-----), or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senators Hollister and Erhart:

Senate Resolution No. 62

Relative to the Trussell-Winchester Adobe

WHEREAS, On October 12, 1957, the California State Park Commission, in co-operation with the Santa Barbara Historical Society, dedicated the Trussell-Winchester Adobe, located at 412 West Montecito Street in Santa Barbara, as Historical Landmark No. 559; and

WHEREAS, The Trussell-Winchester Adobe was built in 1854 by a retired sea captain, Captain Horatio Gates Trussell of Orland, Maine, and was partially constructed of material from the wreck of the noble ship S. S. Winfield Scott on Anacapa Island; and

WHEREAS, The charming adobe, set in its beautiful garden, was acquired by the Winchester family in 1882 and was, to our good fortune, bequeathed in 1955 to the Santa Barbara Historical Society by Catherine Bagg Hastings, the niece of Miss Sarah Winchester; and

WHEREAS, The Trussell-Winchester Adobe during its many years of service as a home has housed or been owned by people and families such as Horatio and Ramona Trussell, seven of whose ten children were born in the adobe, and Mr. Herman Eddy, one of the founders of the Santa Barbara County National Bank, Sarah Winchester, pioneer Santa Barbara school teacher and daughter of Uriah Winchester, another New Englander who in 1869 settled at what is still known as Winchester Canyon beyond Goleta, and Walter Fulton Winchester, a surgeon with the Union forces in the Civil War, present at Appomattox when Lee surrendered, Charlotte Bagg, and her daughter, Catherine, Mrs. John Russel Hastings, who in her great generosity left the adobe by will to the Santa Barbara Historical Society; and

WHEREAS, Miss Maria Trussell, Mr. Rufus Trussell, Mr. Sherman Bagg, Mrs. Barbara Bagg McDonald, Mrs. Elizabeth Bagg von Rossler, descendants of those who made the Winchester Adobe their home, were present at the dedication of this historic monument to one of the periods of our colorful and rich past and to some of the intrepid pioneers of the State; and

WHEREAS, Many historic and romantic tales can be related as to those who have resided in the historic adobe, such as the story of Miss Sarah Winchester's brother, Dr. Robert Fulton Winchester, who came west as the personal physician of Col. W. W. Hollister and who was a leader of two expeditions to Cocos Island in search of buried treasure; and

WHEREAS, The preservation of the Trussell-Winchester Adobe, made possible by the generosity of Catherine Bagg Hastings, is indeed a significant event. As was stated by the various speakers at the dedication of the adobe, it is important to preserve physical remembrances of the significant past that we in California are fortunate to have, and indeed such preservation becomes even more important as the State grows so rapidly and thereby so frequently destroys fascinating remnants of our past in the wake of its growth; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate pay tribute to the late Catherine Bagg Hastings for her generosity in making possible, in part, the preservation of this significant monument to the history of California and the West, and further, commend the Santa Barbara Historical Society and the others who have contributed to the successful preservation and restoration of the Trussell-Winchester Adobe as a landmark to our past; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Miss Maria Trussell, Mr. Rufus Trussell, and Mr. Sherman Bagg; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the Santa Barbara Historical Society, to be mounted in an appropriate place within the Trussell-Winchester Adobe.

Resolution read, and referred to Committee on Natural Resources.

Chief Assistant Secretary Lachlan M. Richards at the Desk

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 169—An act to amend Section 104.6 of, and to add Section 104.10 to, the Streets and Highways Code, relating to the distribution of rentals from properties held for highway purposes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out the period, and insert “, and all rents received from property acquired for the National System of Interstate Highways, as to which federal funds participated in the cost of acquisition, shall be deposited in the State Highway Fund.”

Amendment No. 2

On page 2, line 36, strike out “1959-60”, and insert “1960-61”.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 135—An act to amend Sections 4999, 5000, 5003, and 5004 of the Water Code, relating to recordation of water extractions and diversions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 604—An act to amend Sections 1227, 1228, 1316, 1413 and 1416, and to repeal Section 1414, of the Financial Code, relating to loans.

Bill read second time, and ordered to third reading.

Senate Bill No. 266—An act to amend Section 108 of the Insurance Code, relating to classes of insurance.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 263—An act to add Section 55336 to the Water Code, relating to the sale of surplus water by county waterworks districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out “or otherwise dispose of”.

Amendment read, and adopted.

Bill ordered printed and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 332—An act to amend Sections 26002, 26003, 26004, 26005, 26006, 26007, 26008, 26009, 26010, 26011, 26012, 26013, 26015, and 26016 of, and to add Section 26014.1 to, the Corporations Code,

relating to fees under the Corporate Securities Law, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—30.
 NOES—Senators Leard and Richards—2.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Christensen moved a call of the Senate.

Motion carried. Time 3.37 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

President pro Tempore of the Senate Presiding

At 3.50 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 3.55 p.m., on motion of Senator Christensen, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 332 passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—30.
 NOES—Senators Beard, Berry, Dilworth, and McCarthy—4.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 186—An act to add Section 2228.5 to, and to amend Section 2229 of, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district organization.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Gibson, Grunsky, Holmdahl, McBride, Richards, Rodda, Shaw, and Short—8.

NOES—Senators Arnold, Beard, Berry, Brown, Burns, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Slattery, Stiern, Teale, and Thompson—26.

Senate Bill No. 229—An act to amend Section 10508 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to tuition fees for foreign students.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—34.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 591—An act to amend Section 5208 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to the maintenance of automobile driver training classes by school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Christensen, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 114—An act to amend Section 28158 of the Government Code, relating to compensation for public services in counties of the fifty-eighth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 545—An act to amend Sections 9, 12, 27, 27.1, and to add Sections 16.3, 16.4, 17.1 to, the Municipal Water District Act of 1911 (Chapter 671 of the Statutes of 1911), relating to municipal water districts, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—29.

NOES—Senator Christensen—1.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—30.

NOES—Senator Christensen—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 464—An act to amend Sections 12502, 12503, and 12762 of, and to add Sections 12555 and 12764 to, the Health and Safety Code, relating to fireworks.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 116—An act to add Section 1631 to the Civil Code and to add 653d to the Penal Code, relating to sales of mining equipment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 35—An act to amend Section 36507 of the Government Code, relating to filing the oath of office by city officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 60—An act to add Section 1952.1 to the Code of Civil Procedure, relating to destruction of exhibits and depositions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 61—An act to amend Section 1013a of the Code of Civil Procedure, relating to proof of service by mail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl,

Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 148—An act to amend Section 1269b of the Penal Code, relating to bail and deposits instead of bail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 247—An act to amend Section 1370 of the Penal Code, relating to verdict as to insanity of defendant.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—35.

NOES—Senator Rattigan—1.

Bill ordered transmitted to the Assembly.

Senator Donnelly Presiding

At 4.46 p.m., Senator Hugh P. Donnelly, of the Twenty-second Senatorial District, presiding.

Senate Bill No. 290—An act to amend Section 501 of the Vehicle Code and Section 23101 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Byrne, Cobey, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 291—An act to amend Section 502 of the Vehicle Code and Section 23102 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving vehicles while under the influence of intoxicating liquor.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride,

McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 585—An act to amend Section 3031 of the Civil Code, relating to inventory liens.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 438—An act to add Sections 21641 and 21642 to the Public Utilities Code, relating to airspace hazards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 57
Relative to Senate Resolution No. 36

Resolved, That the Secretary of the Senate be and he is hereby directed to have copies of Senate Resolution No. 36 appropriately prepared and present the same to the Honorable Edmund G. Brown, Governor of this State, and the Honorable George Christopher, Mayor of the City and County of San Francisco, and Mr. Robert B. Murray, Jr., executive vice president of Pan American World Airways.

Resolution read, and unanimously adopted on motion by Senator McAteer.

Senate Concurrent Resolution No. 43—Relative to state employee parking facilities.

Resolution read.

MOTION TO RE-REFER SENATE CONCURRENT RESOLUTION NO. 43

Senator Miller moved that Senate Concurrent Resolution No. 43 be re-referred to Committee on Rules.

Motion carried.

Senate Concurrent Resolution No. 44—Relative to amending the Joint Rules of the Senate and Assembly.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 572

Senator Thompson moved that Senate Bill No. 572 be withdrawn from Committee on Institutions for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 572—An act to amend Section 1408 of the Health and Safety Code, relating to the regulation of hospitals and other institutions providing care for the infirm.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, after the first "of", insert "the director, who shall serve as chairman ex officio, and".

Amendment No. 2

On page 1, lines 11 and 12, strike out "an intern or resident training program," and insert "a capacity of 100 beds or more,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 354

Senator Farr moved that Senate Bill No. 354 be withdrawn from Committee on Judiciary for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 354—An act to repeal Section 2 of Chapter 1820 of the Statutes of 1955 and to repeal and add Article 7 (commencing with Section 12580) to Chapter 6 of Part 2 of Division 3 of Title 2 of the Government Code, relating to state supervision and enforcement of certain charitable trusts and similar relationships, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, after "all", insert "charitable corporations and".

Amendment No. 2

On page 2, after line 3, insert "12582.1. "Charitable corporation" means any nonprofit corporation organized under the laws of this State for charitable or eleemosynary purposes and any similar foreign corporation doing business or holding property in this State for such purposes."

Amendment No. 3

On page 2, lines 14 and 15, strike out "for educational, religious, scientific, or hospital purposes.", and insert "as a religious organization, educational institution or hospital."

Amendment No. 4

On page 2, line 17, after "register of", insert "charitable corporations and".

Amendment No. 5

On page 2, line 25, after "Every", insert "charitable corporation and".

Amendment No. 6

On page 2, lines 27, 28, and 29, strike out "after any part of the income or principal is authorized or required to be applied to a charitable purpose," and insert "from the time any money or property is received or accepted by the trustee,".

Amendment No. 7

On page 2, line 29, after "the", insert "articles of incorporation or other".

Amendment No. 8

On page 2, line 37, after "every", insert "charitable corporation and".

Amendment No. 9

On page 2, line 42, after the second "the", insert "corporation or".

Amendment No. 10

On page 3, line 22, strike out beginning with the words "one year after" down through and including line 29, and insert "four (4) months and fifteen (15) days following the close of the first calendar or fiscal year in which money or property is received by the corporation or trustee for a charitable purpose. If a trust or charitable corporation previously established has in its possession or under its control any property or assets to be used for a charitable purpose at the time this article takes effect, the first report shall be filed at the close of the calendar or fiscal year in which it was registered with the Attorney General or not later than four (4) months and fifteen (15) days following the close of such calendar or fiscal period."

Amendment No. 11

On page 3, line 33, after "of", insert "corporations and".

Amendment No. 12

On page 3, line 34, after the second "the", insert "corporation or".

Amendment No. 13

On page 3, line 36, after "the", insert "articles of incorporation or other".

Amendment No. 14

On page 4, line 18, strike out the period, and insert ", except that no court shall have jurisdiction to modify or terminate any trust of property for charitable purposes unless the Attorney General is a party to the proceedings."

Amendment No. 15

On page 4, line 21, after "12593.", insert "Every person who offers for probate any instrument which establishes a testamentary trust of property for charitable purposes or who records in any county or city and county any inter vivos transfer of property for charitable purposes shall furnish a copy of such document to the Attorney General."

Amendment No. 16

On page 4, line 28, after "any", insert "corporation,".

Amendment No. 17

On page 4, line 28, after "the", insert "corporation or".

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Judiciary.

President pro Tempore of the Senate Presiding

At 5:30 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

MOTION TO PRINT ADDITIONAL COPIES OF SENATE BILL NO. 597

Senator Farr moved that 450 additional copies of Senate Bill No. 597 be printed.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 5

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 5

Senator Hollister moved that Senate Bill No. 5 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 5—An act to amend Section 8352 of the Revenue and Taxation Code, relating to the Motor Vehicle Fuel Fund and making an appropriation thereof.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

In the heading of the printed bill, after "Hollister", insert (Co-authored by Assemblyman Biddick; Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson; and Assemblymen Bruce P. Allen, Belotti, Britschgi, Busterud, Chapel, Coolidge, Cunningham, Assemblywoman Davis, Assemblymen Francis, Frew, Samuel R. Geddes, Hawkins, Hegland, Holmes, House, Lunardi, Masterson, Meyers, Mulford, Pattee, Schrade, Sumner, Waldie, Charles H. Wilson, and Winton)

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 135

And reports the same correctly engrossed.

BURNS, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1034: By Senator Hollister—An act to add Chapter 9 (commencing at Section 1140) to Part 3, Division 2, of the Labor Code, relating to picketing by labor organizations.

Referred to Committee on Labor.

Senate Bill No. 1035: By Senators Thompson and Erhart—An act to add Section 117 to the Welfare and Institutions Code, relating to institutions providing care for public assistance recipients.

Referred to Committee on Institutions.

Senate Bill No. 1036: By Senator Arnold—An act to amend Section 2016 of the Welfare and Institutions Code, relating to the computation of old age assistance grants.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1037: By Senator Arnold—An act to amend Section 12051 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school safety patrols.

Referred to Committee on Transportation.

Senate Bill No. 1038: By Senator Arnold—An act to amend Section 2160.9 of the Welfare and Institutions Code, relating to computation of public assistance grants.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1039: By Senator Farr—An act to provide for acquisition of real property and construction, improvements and equipment of a greenhouse for use of the Department of Agriculture, and making an appropriation therefor.

Referred to Committee on Agriculture.

Senate Bill No. 1040: By Senator Gibson—An act to amend Section 73 of the Streets and Highways Code, relating to the relinquishment of state highways.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 45: By Senator Regan—Relative to the continuance of the Joint Judiciary Committee on Administration of Justice.

Referred to Committee on Rules.

ADJOURNMENT

At 5.35 p.m., on motion of Senator McAteer, the President declared the Senate adjourned until 3 p.m., Tuesday, March 24, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTIETH LEGISLATIVE DAY

FIFTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, March 24, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we remember today the words of Jesus that a man's life does not consist of the abundance of things he possesses. Help us, O God, in this rich Nation, rich in abundance of things, not to be enslaved by their clutter and tyranny. Grant us to see that life is made rich by quality rather than by quantity; that free government cannot live without intelligence and virtue in its citizens. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Coombs, on motion of Senator Johnson, due to illness.

Senator Murdy, on motion of Senator Erhart, due to illness.

Senator Williams, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Phyllis Sapp and Mrs. Mary West of Sunnyvale, Mrs. Fremont Older of Saratoga, Mr. Eugene W. Moore, Mr. and Mrs. Robert Allario and children Linda and Barabara of San Jose.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Allen Smith and Mr. Ernest Payne of Ontario.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. O. Coats of Yuba City.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Howard Holman and Louise Holman of Chico.

On request of Senators McBride and Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Patty Cunningham and Florena Theuer of Ventura.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Genevieve E. Berg of Palm Springs, Thomas A. Foster of Los Angeles, and Hugh Allen of Fair Oaks.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Senator Fred Kraft of San Diego, Mr. Harold G. Hughes of Grossmont, Mr. Alfred D. Lafleur of Carlsbad, Mr. Edward J. Hawkin of National City, Miss Martha Steward of Vista, Mr. and Mrs. Joseph Rindone and sons, Jerry, John, and Howard, and Mr. Harry C. Rubie of Chula Vista, and Mr. Charles Karpinski of San Diego.

On request of Senator Hobdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Hoffman and Miss Carol Hoffman of Hayward, Miss Laurie Jasper of San Leandro, Mr. and Mrs. Edison Putman and children, Eddie and Jenny, and Miss Tina Tworek of Berkeley.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Adrienne Leibsohn, Mrs. W. Bridgemann, Mrs. M. Levee, Jr., Mrs. D. Rahme, Mrs. M. L. Lindsay, Mr. and Mrs. Forrest Williams and children, Terry and Janis, Louis Harris, Jr., Evan Charles Braude, Mrs. Isobel Ferguson and Priscilla Ferguson, Carolyn Mullen, Esther Meyers, Jeff Wilkinson, Barry Vogel, Bernard Wasow, Nancy Dunn, Richard Schmorleitz, Paul Gryniuck, Richard Albares, Blaine Nelson, Joyce Bellfield, Steve Young, Mrs. Benne D. Wascher, Miss Celeste Wascher, Mrs. Martha M. Johnson, Lucille Johnson, Mr. Lloyd Waller, Mr. Carl Fisher, and Mr. Ted Gossard, all of Los Angeles; Mrs. George Jay Feldman and Betsy Feldman of Long Beach, Mildred Kaplan of Beverly Hills, Mrs. Fred Zweiback and children, Margaret and Stephen Zweiback, of Pacific Palisades; Mr. and Mrs. Ray Rothman and children, Marcie and Rita, and Diane Willhart, of Woodland Hills.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Calvin C. Cope, foreign student advisor, and Mrs. Cope, and the following students of the Monterey Peninsula College, Monterey: *Iran*—Rouhollah Dehbibi, Ali Dargahi, Mohammed Nuhi, Soleiman Darvish, Firooz Labib; *Philippines*—Rodolgo Badlig, Catalino Cabacungan, Emilio Merilos, Arsenio Sipin, Purification Sipin; *Korea*—Goom Sook Hahn; *Japan*—Hiro Takeoka; *China*—Philip Cheng; *Hong Kong*—Timothy Wang; *Borneo*

—Leong Sing Ling; *Burma*—Joy Talbot; *Vietnam*—Antoine Tan-Phat; *Turkey*—Riza Alpar; *Kuwait*—Ghazi Sultan; *Yugoslavia*—Lucia Kalacich; *Germany*—Ada Strehlitz; *Switzerland*—Walter Hettich; *Brazil*—Benedito Azevedo; *Mexico*—Coral De la Llata; *Canada*—Liane Olsen; *U. S. A.*—Carol Fehan, Vernon Tritchka.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Kretzmer, Geraldine Kretzmer, Kathleen Kretzmer, and Leslie Kretzmer, of El Cerrito; Walter Weyman, Ruth Weyman, and Mark and Paula Weyman, of Richmond; Mrs. George Miller and children, Laura, Gretchen, Kate, and George, of Contra Costa County.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to his grandson, Phil B. Berry, San Jose State College, and Mrs. Ruth Mounter and Mr. Charles Gorman of Jackson.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. H. K. Richards and Keith Richards, of Eureka.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lee Anderson, fire chief, Susanville.

On request of Senator Arnold, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lydia Sheehan, instructor, Mrs. Winnie Price, Mrs. Barbara Crouch, Mrs. Christine Zube, Mrs. Marguerite Washoe, Mrs. Carmen Smith, and Mrs. Joyce Manninen, adults, and the following students of the Greenville Elementary School, Plumas County: Lynda Monks, Susan McIntyre, James Tervooren, Norris Head, William Clagett, Susan Doran, Connis Sue Little, James Thurman, John Meyers, Larry Brown, Gould Fickardt, Claire Anderson, Kathy Burrows, Scotty Holliman, Larry Page, Phyllis Delizio, Glen Peck, Gail Pettifer, George Price, Glenn Taddei, Bobby Zube, Charlene Spears, Leland Washoe, Charles Wilson, Karen Anderson, Virginia Smith, Cathy Neal, Mitchell Neer, Tommy Hunter, Lester Oakes, Judy Davis, Bonnie Hamilton, Julie Zunino, Richard Withrow, Linda Horn, Albert Crouch, and Marilyn Sheehan.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lillian Altman, Deborah Frankel, and Dwayne Cole of Sacramento.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Margie Jenkins and Nora Lapin of San Francisco.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Campbell and Bill McCampbell of Fresno.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Ray Wilhart and daughter, Marylyn, of Vacaville.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John R. Schouten and Mr. Charles Smith, instructors, and the following students of the Lassen View Union Elementary School District, Los

Molinos: Harry Barnard, Frank Bindner, Chris Brandt, Wesley Combes, Bob Crockett, Mike Faggard, Bill Inman, Nick Linton, John Moe, Bill Oliver, Jim Pedersen, Frelsen Powell, Gary Spaufelner, Steve Stilwell, Terry Stannard, Jim Wilkin, Sheryl Cofer, Ginger Dreier, Lois Emmett, Joyce Fleming, Jan Freitas, Jean Godwin, Terry Hicks, Oillie Hintz, Harlie Jenks, Jackie Little, Linda Mieke, Vernita Moe, Patty Pickett, Susan Stone, and Sharon Wyckoff.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Jack Marshall, principal, Mrs. Kemp, instructor, and the following students of the Antelope School, Red Bluff: Raymond Aughe, Danny Bellus, Steve Coen, Roger Cunningham, Milton Dewey, Jimmie Edwards, Harvey Gates, Dwayne Goss, Jimmie Higgins, Richard Iiams, Dannie Maple, Phillip Hinkle, David McAlaster, Dan Phummer, Raymond Rensstrom, Jerry Ripley, Tom Rundle, Richard Samson, Ronnie Sandow, Dick Shaffer, Chris Shattuck, Gene Spencer, Dwight Thompson, Rolla Vestal, Alva Crabtree, Sharon Dallaire, Carol Hinkle, Florence Lindauer, Katrina Phelps, Caroline Rist, and Marie Silva.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Gerald Fostine, Miss Mary Fostine, Miss Lynn Fostine, Mrs. F. H. Schuler, Mr. Rod Schuler, Miss Sue Schuler, and Mrs. Johnette Scheu-fel, all of Santa Rosa.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Evan Charles "Happy" Barude of Los Angeles, Miss Linda Anderson and Glenn "Mike" Anderson of Hawthorne, and Louis "Butch" Harris of Los Angeles.

On request of Senators Burns and Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles W. Easterbrook and Mr. and Mrs. D. Hal. Morgan and son, David Morgan, all of Porterville.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Henry Anderson, Mrs. Carlin Robinson, Mrs. Ladd Salva, and Mrs. James Wheeler, adults, and the following members of Girl Scout Troop No. 590, of the John Barrett School, Carmichael: Christine Anderson, Carol Daniels, Sandra Delain, Cheryl Heinze, Susan Knapp, Virginia Kozak, Susan Nolan, Adell Ogan, Pamela Robinson, Carol Salva, Linda Sisco, Mary Kay Still, Beverly Wheeler, and April Lee Wiant.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert D. H.H. leader, Mrs. Henry C. Cook, coleader, Mr. Michael Antonini, Mrs. Joseph Antonini, Mrs. W. J. Hohn, and Mrs. Ethel Whittaker, counselors, and the following members of Girl Scout Troop No. 25, of the Pleasanton and the Alisal Elementary Schools, Pleasanton: Julia Allen, Terry Allison, Nancy Andersen, Carolyn Antonini, Linda Lou Arts, Joan Bernard, Mary Ann Betschart, Gail Brown, Catherine Cook, Patricia Clement, Karen Dunbar, Donna Goodman, Anne Louise Hansen, Molly Hill, Jacklyn Hohn, Sandra Kidder, Calamerice McMillion, Pamela Paul, Sharon Ruhmann, Pamala Sekany, Dorinda Shaffer,

Marie Shaffer, Christine Tinga, Linda Vaughn, Marsha Whittaker, Ernestine Williamson, and Geraldine Williamson.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Norman F. Winterheller, instructor, Mrs. Anita Key, Mrs. Mary Jane Oman, Mrs. Alice Sedgwick, and Mrs. Iris M. Jarrett, adults, and the following students of the Garfield Junior High School, Berkeley: Judith Allen, Marilyn Ashmun, Terry Bain, Lisa Barter, Audie Beck, Stephen Breslow, Richard Carsen, Stephen Cornet, Judy Dumas, John Durham, Clark Edson, Allen Fowle, Alan Hall, Steven Johnson, Lynne Jergensen, Sydney Key, Judith Krentz, Melvin Kysh, David Lipsen, Stuart Mergerman, Elizabeth Moorhead, William Nelson, Wally Oman, Thomas Ostwald, Eric Partch, David Partridge, Karyn Paulsen, Kay Policka, Susan Ricks, Carolyn Saarni, Leslie Uehida, Judy Uhlinger, Peter Won, Gary Lindquist, Mary Avakian, Richard Bauer, Ann Bettleheim, Kathy Crittenden, Geoffrey Gelner, Carol Harman, Chris Haugen, Jonathan Hollander, Chris Jarrott, Larissa Johnson, Leah Johnson, Carla Lowenburg, Linda Lym, Lynnda Mankin, Paul McDaniels, Gail Meisenheimer, Richard Morgan, Suzy Reed, Mary Jane Ross, Patricia Ruuska, Harold Sedgwick, Lawrence Shepard, Melvyn Simburg, Ann Van Dyke, Mary Kay Webber, and Rima Weilerstein.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Castlemont, Frick, Webster, and Parker Parent-Teacher Associations who were guests of the Senate on March 17, 1959: Mrs. M. Anderson, Mrs. H. Gillmore, Mrs. A. Haynes, Mrs. Wilson, Mrs. L. Tucevich, Mrs. M. Wrigglesworth, Mrs. Herington, Mrs. E. Fuss, Mrs. T. Nelson, Mrs. E. Flower, Emma Self, Mrs. A. Christensen, Mrs. J. Richardson, Mrs. J. Hill, Mrs. Waggott, Mrs. Al Vogtsberger, and Mrs. Stalleup.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Harold Phillips and Mrs. Lawrence Sharpe, troop leaders, and the following members of Girl Scout Troop No. 44, of the McChesney and Roosevelt Schools, Oakland: Dyan Barks, Cynthia Beck, Carol Bloodworth, Helene Eekhart, Georganne Ferrier, Robin Focha, Edwina Markham, Susan Murphy, Janet Phillips, Mary Sharpe, Kristine Soderberg, Susan Tanaka, Carol Valansky, and Karen Williams.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. J. H. Brazier, instructor; Robert David, Deborah Smith, Sandra Baratta, Susan Berg, and Helen Wagner, student teachers; Mrs. Dawn Smith and Mrs. Lucille Berg, chaperones; and the following students of the Downer Junior High School, Richmond: Adrian Garcia, Maria Castro, Donna Sparhawk, Vikki Board, Carol Dani, Michael Etehieson, Norma Commander, Steven Cuevas, Tracy St. Onge, Kitty Drake, Sharon Warwick, Susan Guggloz, Todd Steuteville, Barbara Ketchum, Raymond Richards, Penny Doyle, Jean Mount, Sharon Thompson, Walter Barnes, Guyla Trost, Donna Board, Roberta Fitch, Mary Davis, Denise De Selle, Steven Nance, Douglas Smith, Dorothy Jackson, Lyndsay McInnis, Jay Francis, Barbara Hale, Mark Yonke, Judy Shinn, Roger

Bigenko, Kerry Ainsworth, Peggy Lopez, Larry Young, Tony Ferrara, Marlene Kattaron, Carol Bauer, Jeffery Reese, Barbara Marg, George Kirby, David Mattice, Terry Bryant, Karen Barton, Georgianne Schneider, Diane Aiello, Michael Babb, Judy Wagerman, and Janis Barnes.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Atchley, Mrs. Scott, Mrs. Holtz, Mrs. Cutting, Henry Baumbach, George Alfieri, and Ed Denuit, adults, and the following students of the Montezuma School District, Stockton: Walter Adamson, Alex Ancheta, Ella Avila, Carol Backvall, Jerry Bartholomew, John Bell, Dean Berkenbile, Patsy Bledsoe, Peter Boice, Troy Brown, Bessie Castellanos, Jeraldine Clinton, Luther Collins, Pat Counce, Marketta Cramfill, Eldon Dahlin, Mary Dawes, Marie Dowd, Robert Doyle, Floyd Dukes, James Earnest, Freddie Edmons, Betty Edwards, Joe Estrada, Dana Fields, James Forrester, Archie Galindo, Douglas Garman, Benny Geralaga, Patricia Greer, Jimmy Griffin, Rosalinda Guerra, Bobbie Hatten, Johnny Hencke, Marilyn Holden, Jennie Horn, Raymond Ibarra, Edward Isbell, Bobby Isbell, Bobby King, Rosalie Lira, Leota Lynch, Dennis Luisen, Joe Mesa, James Moppins, Alta Moore, Joyce Ogletree, Darlene Parren, William Parren, Julia Pederson, Fidencio Perez, Cheryl Peterson, Carolyn Pietrzak, Willie Rasberry, Barbara Reynolds, Laura Rodgers, Paul Sales, Johnnie Sanat, Mary Searcy, Andy Shirrel, Darrel Smith, Betty Sodders, Gerald Soto, Frank Thomas, Louis Thomas, Caldon Thornton, Irene Trudell, Stanley Tucker, Sophia Voutsas, James Washington, Dale Westinghaver, Helen Whitacre, Betty Williams, John Williams, and Eugene Winters.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Phil Proto and Mrs. Lawrence Schei, leaders, Mrs. Eugene Poe, Mrs. Frank Moffitt, and Mrs. Curtis Wackford, adults; and the following members of Girl Scout Troops Nos. 484 and 178, of Bret Harte and Sierra Schools, Sacramento: Lorrie Biase, Janice Fong, Kathy Guches, Jacqueline Hopson, Susan Parker, Cindy Pogan, Sharon Poe, Mary Proto, Nancy Raley, Donna Reeves, Diane Rich, Linda Sparks, Johyne Starnes, Adena Tobias, Jill Wackford, Patty Ike, Kathy Lawlor, and Doris Moore.

On request of Senator Burns and Members of the Senate, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Christian Youth in Government Seminar: Kelley Mason, Hal McCown, Karen Newell, Bennette McGraw, Dick Moriarty, Steve Sparling, Chris Dietz, Wayne Thomas, John Sawyer, Pat McGill, Jayne Cowan, Carol McCabe, Cindy Won, Bob Iddings, Doreen Dudley, Mary Swartz, Louise Nakamura, Linda Quinby, Steven Parsons, Mary Ann Reynolds, Nan Gallagher, Beth Blankenship, Roberta Canady, Joan Covert, Betty Strathuan, T. Hawker, Sue Busse, Eileen Beam, Karen Obert, Sharon Foote, Jim Lynn, Jackie Dewell, Carol Shumaker, Karl Kreplin, Anita Haver, Gary Landrus, Kay Sherman, Isabel Blagborne, Steve Kyte, Jeff Humiston, Ellen Elliott, Charles Anderson, Mike Worden, Jeff Vaillant, Dorothy Purkey, Tim Clune, Diana Hedgecock, Doug Seames, Marty Jones, Linda Irvin, Alice Daniels, Cindy Brown, Kit Pressley, Laurine Besson, Keren Ressa, Paul DeWitt, Don Charles, Mary Trimble, Claudia Shirk,

Bob Pomeroy, Harry Morgan, Merriene Duncan, Edwina Parsons, Bill Powell, Virginia Roberts, Carol Campay, Paula Nissen, Barbara Faustini, Rita Madonna, Tom Messenger, Marilynne Call, Joyce Reid, Gary Seymour, Nancy Ullman, Marge Middleton, Steve Stripp, Gene Finger, Frances Bowen, Peter Johnsen, Carolyn Larsen, Mary Jo Lewis, John Nielsen, Dee Burks, Warren Jones, Dave DuBose, Marilyn Bertuleit, Kathy Wilkinson, Joyce Wickwire, Marian Barr, Alice McNeal, Yvonne Bradford, Julia Althoff, Bob Mar, Kay Crowder, Dick Donelson, and Pat Austin.

REQUESTS FOR UNANIMOUS CONSENT

Senator Cobey asked for, and was granted, unanimous consent to have the record show that the following were pages in the Senate this legislative day: Christopher E. Cobey, Merced, and W. C. Lynch, III, Long Beach.

Senator Fisher asked for, and was granted, unanimous consent to have the record show that the following were pages in the Senate this legislative day: Girard Fisher, San Diego, and Lawrence Skeeahan, Sacramento.

At 3.25 p.m., Senator Dolwig asked for, and was granted, unanimous consent to have Senators Short, Holmdahl, McCarthy, Dolwig, McAtter, Gibson, and Miller excused to attend a meeting of the Interim Committee on Bay Area Problems.

RECESS

At 3.26 p.m., on motion of Senator Burns, the Senate recessed for the purpose of introducing Senator Francis Fowles, past president of the State Senate of Utah.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Rodda, Richards, and Christensen as a Special Committee to escort Senator Fowles to the rostrum.

INTRODUCTION OF SENATOR FOWLES

The President introduced Senator Fowles to the Senate.
Senator Fowles addressed the Senate briefly.

REASSEMBLED

At 3.31 p.m., the Senate reconvened.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 456

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 25

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, March 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 175

Senate Bill No. 240

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day adopted, as amended:

Senate Concurrent Resolution No. 28

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered to unfinished business file.

ASSEMBLY CHAMBER, March 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 138

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, March 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 148
Assembly Bill No. 211
Assembly Bill No. 376
Assembly Bill No. 380
Assembly Bill No. 428
Assembly Bill No. 491
Assembly Bill No. 502
Assembly Bill No. 516
Assembly Bill No. 595
Assembly Bill No. 643
Assembly Bill No. 657
Assembly Bill No. 711
Assembly Bill No. 714
Assembly Bill No. 720

Assembly Bill No. 805
Assembly Bill No. 842
Assembly Bill No. 927
Assembly Bill No. 950
Assembly Bill No. 1025
Assembly Bill No. 1038
Assembly Bill No. 1094
Assembly Bill No. 1160
Assembly Bill No. 1217
Assembly Bill No. 1233
Assembly Bill No. 1234
Assembly Bill No. 1235
Assembly Bill No. 1236

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 148—An act to add Section 8045 to the Education Code and Section 1010 to the Education Code as proposed by Senate Bill No. 2, relating to school districts.

Referred to Committee on Local Government.

Assembly Bill No. 211—An act to amend Sections 18001, 18002, 18350, 18355, and 18444 of, and to add Section 18350.5 to, the Health and Safety Code, relating to auto and trailer parks and tent camps.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 376—An act to add Section 219 to the Welfare and Institutions Code, relating to real property of public assistance recipients.

Referred to Committee on Judiciary.

Assembly Bill No. 380—An act to amend Section 227 of the Labor Code, relating to employer payments.

Referred to Committee on Judiciary.

Assembly Bill No. 428—An act to amend Sections 31809 and 31813 of the Government Code, relating to the County Employees Retirement Law of 1937, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 491—An act to amend Section 26726 of the Government Code, relating to keepers' fees.

Referred to Committee on Judiciary.

Assembly Bill No. 502—An act to amend Sections 165 and 165.3 of, and to add Sections 165.7 and 166 to, the Agricultural Code, relating to the possession and confinement of nutria.

Referred to Committee on Agriculture.

Assembly Bill No. 516—An act to amend Section 1431 of the Probate Code, relating to claims of minors.

Referred to Committee on Judiciary.

Assembly Bill No. 595—An act to add Section 211.5 to the Health and Safety Code, relating to the powers and duties of the State Department of Public Health.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 643—An act to add Section 3008 to the Fish and Game Code, relating to dogs.

Referred to Committee on Fish and Game.

Assembly Bill No. 657—An act to amend Section 71140.1 of the Government Code, relating to attaches of municipal courts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 711—An act to repeal Chapter 8 (commencing with Section 1131) of Part 3, Division 2, of the Labor Code, relating to hot cargo and secondary boycotts.

Referred to Committee on Labor.

Assembly Bill No. 714—An act to add Section 30.2 to, and to amend Section 1300.10 of, the Agricultural Code, relating to the floriculture

and nursery products industries, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Agriculture.

Assembly Bill No. 720—An act to amend Sections 506, 506.6, 506.7, 5001, 5003, 5003.5, 5004, 5005, 5006, 5006.1, 5006.5, 5007, 5008, 5010, 5010.5, 5012, 5012.1, 5015, 5016, 5019.5, 5020, 5021, 5022, 5023, 5025.11, 5025.12, 5025.2, 5033, 5034, 5037, 5041, 5042, 5060, 5063, 5064, 5072.5, 5073, 5074, 5076, 5080, 5082, 5084, 5085, 5086, 5087, 5088, 5089, 5090, and 5091 of, to repeal Sections 5013.5, 5035, 5036, 5075, and Article 4 (commencing at Section 5050) of Chapter 1, Division 5 of, and to add Sections 5017 and 5018 to, the Public Resources Code, relating to beaches and parks.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 805—An act to amend Section 147 of the Streets and Highways Code, relating to mass transportation facilities on state highways.

Referred to Committee on Transportation.

Assembly Bill No. 842—An act to amend Sections 911.23, 913, 914, 914.9, and 918.1 of the Agricultural Code, relating to agricultural and vegetable seeds.

Referred to Committee on Agriculture.

Assembly Bill No. 927—An act to add Section 201a to, and to amend Section 225 of, the Code of Civil Procedure, relating to trial juries.

Referred to Committee on Judiciary.

Assembly Bill No. 950—An act to add Section 562 to the Streets and Highways Code, relating to state highways, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Assembly Bill No. 1025—An act to amend Sections 13853 and 13854 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1038—An act to amend Sections 643a and 643b of the Penal Code, relating to the protection of blind and partially blind people.

Referred to Committee on Transportation.

Assembly Bill No. 1094—An act to add Article 13 (commencing with Section 255) to Chapter 1, Title 3, Part 1 of the Code of Civil Procedure, relating to the drawing of juries.

Referred to Committee on Judiciary.

Assembly Bill No. 1160—An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Referred to Committee on Local Government.

Assembly Bill No. 1217—An act to amend Section 6334 of the Education Code, and Section 20504 of the Education Code as proposed by Senate Bill No. 2, relating to school district budgets.

Referred to Committee on Judiciary.

Assembly Bill No. 1233—An act to amend Sections 1711, 1712, 1722, and 1771 of, and to repeal Section 1717 of, the Elections Code, relating to municipal initiative and referendum measures.

Referred to Committee on Elections.

Assembly Bill No. 1234—An act to amend Section 9900 of, and to repeal Sections 9912, 9913, 9914, 9916, and 9917 of, the Elections Code, relating to municipal elections.

Referred to Committee on Elections.

Assembly Bill No. 1235—An act to amend Sections 9750, 9754.1, 9755, 9756, 9760, 9801, 9850, 9912, 11101, 11119 and 11120 of, the Elections Code, relating to municipal elections.

Referred to Committee on Elections.

Assembly Bill No. 1236—An act to amend Section 26802 of the Government Code, relating to the duties of a registrar of voters.

Referred to Committee on Elections.

Chief Assistant Secretary Lachlan M. Richards at the Desk

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 169

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Labor

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 477

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 507

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Education.

COBEY, Chairman

Above reported bill re-referred to Committee on Education.

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 623

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
 Assembly Bill No. 707

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
 Senate Bill No. 686

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
 Senate Joint Resolution No. 14

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Above reported resolution ordered to third reading.

Committee on Fish and Game

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 676
 Assembly Bill No. 721
 Assembly Bill No. 994
 Assembly Bill No. 393

Assembly Bill No. 187
 Assembly Bill No. 125
 Assembly Bill No. 71

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERHART, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 450
 Senate Bill No. 573

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 305
 Senate Bill No. 681
 Senate Bill No. 757

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 177

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 677

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to proper interim committee for study.

JOHNSON, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 246

Senate Bill No. 481

Assembly Bill No. 181

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 67

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 968

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 968

Senator Short moved that Senate Bill No. 968 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 968—An act transferring funds for water development.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "transferring" and insert "to add Chapter 7 (commencing at Section 12900) to Part 6 of Division 6 of the Water Code, relating to".

Amendment No. 2

On page 1, line 1, after "Section 1.", insert "Chapter 7 (commencing at Section 12900) is added to Part 6 of Division 6 of the Water Code, to read:

CHAPTER 7. WATER DEVELOPMENT FUND

12900. The Water Development Fund is created as a special fund in the State Treasury, the moneys, securities and increment of which shall be held by the State Treasurer and shall be expended solely for the purposes of water development when appropriated therefor by the Legislature.

12901. The State Controller shall transfer to the Water Development Fund".

Amendment No. 3

On page 1, strike out lines 3 to 6, inclusive, and insert "section".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Labor**

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which were referred:

Senate Bill No. 719

Senate Bill No. 721

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 719

Senator Montgomery moved that Senate Bill No. 719 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 719—An act to amend Section 5500.5 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 41, of the printed bill, after "final", insert "without regard to the continuing jurisdiction of the commission".

Amendment No. 2

On page 4, line 43, after "therefor.", insert "This paragraph shall not in any way effect a reduction in any benefit conferred or which may be conferred upon any injured employee or his dependents."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

MOTION TO AMEND SENATE BILL NO. 721

Senator Montgomery moved that Senate Bill No. 721 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 721—An act to add Section 4752 to the Labor Code, relating to workmen's compensation.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "one year", and insert "fifteen months".

Amendment No. 3

On page 1, between lines 10 and 11, insert

"Except that if the injured employee institutes proceedings against his employer for the collection of permanent disability indemnity based upon the last injury having caused new and further disability within the meaning of and time prescribed by Section 5410, the proceedings for collection of the additional compensation provided in Section 4751 shall be commenced within three months after institution of such proceedings against the employer."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES**Committee on Fish and Game**

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Assembly Bill No. 286

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 286

Senator Erhart moved that Assembly Bill No. 286 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 29, of the printed bill, as amended in Assembly March 12, 1959, after "tion", insert ", or if the agency is a municipal corporation at the next general municipal election,".

Amendment No. 2

On page 2, strike out lines 13 to 25, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 74

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 74

Senator Dolwig moved that Senate Bill No. 74 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 74—An act to add Article 5 (commencing at Section 30770) to Chapter 2 of Division 17 of the Streets and Highways Code, relating to reconstruction of the San Mateo-Hayward Bridge.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "act", insert "to amend Section 30350 of, and".

Amendment No. 2

In line 4 of the title, after "Bridge", insert ", declaring the urgency thereof, to take effect immediately".

PRINTER'S NOTE: There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, line 1, after "SECTION 1.", insert "Section 30350 of the Streets and Highways Code is amended to read:

30350. As long as any of the bonds issued pursuant to this chapter for the acquisition, construction, enlargement, extension or change in design or structure of any toll bridge or other highway crossing are outstanding and unpaid, there shall not be erected, constructed or maintained any other bridge, subway, tunnel, or other crossing over, under, through, or across the waters over which such bridge or other highway crossing is located or constructed, connecting or adjoining directly or indirectly the lands or extensions thereof or abutments thereon on both sides of the waters spanned or crossed by such bridge or other highway crossing within a distance of 10 miles from either side of such bridge or highway crossing, excepting bridges or other highway crossings actually in existence and being maintained, or for which there was outstanding an existing and lawfully issued franchise, at the time of the acquisition or location of the toll bridge or other highway crossing and prior to the time of the authorization of the revenue bonds.

Where a distance of less than 10 miles has been specified in any bond resolution containing the obligations of the authority in connection with any bonds theretofore issued, the department and the authority may construct new bridges or other highway crossings within less than 10 miles of the bridge or other highway crossing for which bonds are outstanding, but the provisions of any bond resolution adopted, prior to January 1, 1955, or similar provisions in any bond resolution thereafter adopted, in connection with the issuance of such bonds shall be observed. [But, no

such provisions shall prevent the construction of the Southern Crossing within eight miles of the San Mateo-Hayward Bridge.]

SEC. 2".

Amendment No. 4

On page 1, lines 2 and 3, strike out "the Streets and Highways", and insert "said".

Amendment No. 5

On page 2, line 11, strike out "authority", and insert "department".

Amendment No. 6

On page 2, line 29, after "insuring," insert "maintenance,".

Amendment No. 7

On page 2, after line 41, insert

"SEC. 3. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

There presently exists a hazardous traffic condition on the San Mateo-Hayward and Dumbarton bridges, brought about by a greatly increased use of these bridges beyond the intended capacities of these bridges, which results in unnecessary injury to persons and property. It is necessary to improve these bridges to meet present-day standards for vehicular traffic to remedy this situation. Such improvement is provided for by this bill and will result in the saving of lives and property."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency to which was referred:

Senate Bill No. 204

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 204

Senator Thompson moved that Senate Bill No. 204 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 204—An act to amend Section 70046.1 of the Government Code, relating to court reporters.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 1, following line 9, of the printed bill, insert

"The official reporter shall perform the duties required of him by law, and shall not engage in, or solicit to engage in, any other employment in his professional capacity."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, MARCH 24, 1959

Mr. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 13

Reports the same and, with author's amendments with the recommendation: Amend and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 13

Senator Short moved that Senate Bill No. 13 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 13—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 22, of the printed bill, strike out "and", and insert a comma.

Amendment No. 2

On page 2, line 1, after "district", insert ", and the governing board of the high school, joint union high school, and union high school district."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 663

Senator Thompson moved that Senate Bill No. 663 be withdrawn from Committee on Judiciary for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 663—An act to add Chapter 6.5 (commencing at Section 5185) to Part 3 of Division 7 of, and to amend Section 5257 of, the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 18, of the printed bill, after "completed", insert "and the district had been composed of the lands of the petitioners' estate."

Amendment No. 2

On page 3, line 17, after "may", insert ", to the extent that such expense has not been assumed to be a tax pursuant to Section 5186."

Amendments read, and adopted.

Bill ordered printed and re-referred to Committee on Judiciary.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 424

Senator Collier moved that Senate Bill No. 424 be withdrawn from Committee on Judiciary for purpose of amendment, and be re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 424—An act to amend Sections 658 and 660 of the Civil Code, relating to the definitions of real and personal property.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Senate March 16, 1959, after "goods," insert "Growing trees shall not include trees grown or held for sale by nurserymen."

Amendment No. 2

On page 1, line 25, after "goods," insert "Growing trees shall not include trees grown or held for sale by nurserymen."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 582

Senator Teale moved that Senate Bill No. 582 be withdrawn from Committee on Revenue and Taxation for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 582—An act to add Part 4 (commencing at Section 24100) to Division 9 of the Public Utilities Code, and to add Part 6.5 (commencing at Section 11800) to Division 2 of the Revenue and Taxation Code, relating to the licensing and registration of aircraft and the taxation of the privilege of operating the same, providing for the administration thereof, and appropriating the revenue derived therefrom.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 26, of the printed bill, strike out "(2) and (19) of", and insert "(3) and (19) of Section 101 of the 'Federal Aviation Act of 1958' (P. L. 85-726; 72 Stats. 731) engaged in air".

Amendment No. 2

On page 2, strike out lines 27 and 28.

Amendment No. 3

On page 4, strike out lines 9 to 12, inclusive.

Amendment No. 3.5

On page 4, line 13, strike out "(e)", and insert "(c)".

Amendment No. 4

On page 4, line 45, strike out "decalcomania", and insert "suitable".

Amendment No. 5

On page 5, line 11, after "24135.", insert "(a)".

Amendment No. 6

On page 5, strike out line 14.

Amendment No. 7

On page 5, line 51, after "\$", insert "3.00".

Amendment No. 8

On page 5, line 52, after "\$", insert "3.00".

Amendment No. 9

On page 6, line 8, after "\$", insert "1.00".

Amendment No. 10

On page 6, line 13, after "\$", insert "1.00".

Amendment No. 11

On page 6, line 17, after "\$", insert "12.00".

Amendment No. 12

On page 6, line 18, after "\$", insert "3.00".

Amendment No. 13

On page 10, line 10, strike out "2", and insert "1".

Amendment No. 14

On page 10, strike out lines 22 to 28, inclusive.

Amendment No. 15

On page 10, line 29, strike out "(c)", and insert "(b)".

Amendment No. 16

On page 10, line 33, after "upon", insert "other pertinent factors, including the replacement cost of such aircraft, and".

Amendment No. 17

On page 10, between lines 36 and 37, insert

"(c) The market value of an aircraft for each calendar year of its life, starting with the year first sold to a consumer as a new aircraft, shall be as follows: For the first year, 85 percent of a sum equal to the middle point between the extremes of its class as established in subdivision (b) of Section 11824; for the second year, 70 percent of such sum; for the third year, 55 percent of such sum; for the fourth year, 40 percent of such sum; for the fifth year, 30 percent of such sum; for the sixth year, 25 percent of such sum; for the seventh year, 15 percent of such sum; for the eighth year and each succeeding year, 10 percent of such sum."

Amendment No. 18

On page 11, line 7, strike out "manufacturer's adver-", and strike out lines 8 and 9, and insert "market value, the commis-".

Amendment No. 19

On page 14, strike out lines 5 to 17, inclusive, and insert "paid into the general fund of each such county in an amount determined pursuant to Section 11862."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Teale:

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the

Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 999—An act to create the Mariposa County Water Agency, prescribing its powers and duties, providing for its organization, operation, and management, and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for issuance of bonds, providing for the levy and collections of taxes for the payment of such indebtedness, providing for the issuing of bonds payable solely from revenues of the agency, providing for the levy and collection of taxes for the payment of general agency expenses and for co-operation and contracts with any entity, declaring the urgency thereof and providing that this act shall take effect immediately.

Respectfully submitted,

SENATOR TEALE

Above request for permission to suspend the Constitution referred to Committee on Rules.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 688

Senator Short moved that Senate Bill No. 688 be withdrawn from Committee on Governmental Efficiency, and re-referred to Committee on Public Utilities.

Motion carried.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS NOS. 602, 624, AND 626

Senator Montgomery moved that Senate Bills Nos. 602, 624, and 626 be withdrawn from Committee on Labor, and re-referred to Committee on Education.

Motion carried.

CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 28—An act to amend Section 35552 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to logging trucks.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 28?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate February 18, 1959, strike out "amend Section 705.3 of the Vehicle Code, and to".

Amendment No. 2

In line 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "705.3 of the Vehicle Code", and insert "35552 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 3 through 24, inclusive.

Amendment No. 5

On page 2, between lines 17 and 18, insert

"This section may be cited as the Christensen-Belotti Act."

Amendment No. 6

On page 2, strike out lines 18 through 22, inclusive.

Amendment No. 7

On page 2, line 16, of the printed bill as amended in Senate February 18, 1959, strike out "nine-first", and insert "ninety-first".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 28 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Mihner, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, and Teale—27.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 382—An act to amend Section 6210.4a of the Public Resources Code, relating to conveyance of state lands.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 383—An act to amend Section 7705 of, and to repeal Sections 7701, 7702, 7703, 7704, 7720, 7721, and 7722 of the Public Resources Code, relating to state lands.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 380—An act to repeal Articles 3 (commencing at Section 7751), 4 (commencing at Section 7771), and 5 (commencing at Section 7901) of Chapter 4, Part 3, Division 6 of, and Section 7994 of the Public Resources Code, relating to state lands.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 381—An act to repeal Section 6210.6 of the Public Resources Code, relating to the granting of rights-of-way for roads and highways over public lands.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 384—An act to amend Sections 6505.5 and 6509 of the Public Resources Code, relating to leases of public lands.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 385—An act to repeal Sections 7726, 7727, and 7728 of, and to amend Section 7729 of, the Public Resources Code, relating to state lands.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 243—An act to add Section 106.4 to the Agricultural Code, relating to importation of meat.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 54—An act to amend Section 205 of the Revenue and Taxation Code, relating to the veterans' tax exemption.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 685—An act to amend Sections 2619, 2705.5 and 2922 of the Revenue and Taxation Code, relating to the delinquent dates of taxes on property.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 209—An act to add Chapter 9 (commencing with Section 1151), to Part 3, of Division 2, of the Labor Code, relating to labor organizations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

On page 2, line 38, of the printed bill, as amended in Senate March 11, 1959, strike out "three (3)", and insert "four (4)".

Amendment No. 2

On page 2, line 42, after "standing", insert ", who is eligible to vote under the constitution of the organization,".

Amendment No. 3

On page 5, line 14, strike out "were eligible", and insert "who were eligible to vote under the constitution of the organization were allowed".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 641—An act to amend Section 795 of the Agricultural Code, relating to citrus.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 30, of the printed bill, as amended in the Assembly March 13, 1959, strike out "practical", and insert "practicable".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

Assembly Bill No. 386—An act to amend Section 264.1 of, and to add Section 260.85 to, the Agricultural Code, relating to diseased animals, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 639—An act to amend Sections 781, 784.4, and 784.6 of the Agricultural Code, and to add Section 12604.5 to the Business and Professions Code, relating to fruit, nut and vegetable standards and containers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 748—An act to amend Section 801.5 of the Agricultural Code, relating to sale of grapes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 752—An act to amend Sections 24507, 24908, 26241, 26653, and 27281 of, and to add Sections 25057, 25841.5, 25845, 25846, 25847, 25848, 25849, 25904, 26210.5, 26403, 26404, 26405, 26406, 26657, and 26658 to, and to add Article 7 (commencing at Section

26351) to Chapter 7 of Part 1 of Division 10 of, and Article 3 (commencing at Section 27291) to Chapter 10 of Part 1 of Division 10, and Chapter 10.5 (commencing at Section 27401) to Part 1 of Division 10 to, the Public Utilities Code, and to amend Sections 13006, 13507, 14280, 14752, and 15030, and to add Sections 13656, 14065.5, 14069, 14070, 14071, 14072, 14073, 14128, 14259.5, 14502, 14503, 14504, 14505, 14752, 14756, and 14757 to, and to add Article 7 (commencing at Section 14390) to Chapter 7 of Part 1 of Division 5, and Article 3 (commencing at Section 15035) to Chapter 10 of Part 1 of Division 5, and Chapter 10.5 (commencing at Section 15050) to Part 1 of Division 5 of the Public Services Code as proposed by Assembly Bill No. 968, relating to transit districts in the Counties of Alameda and Contra Costa, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

In line 13 of the title of the printed bill, as amended in Assembly March 6, 1959, strike out the second "to", and insert "of".

Amendment No. 2

In line 17 of the title strike out "14752,".

Amendment No. 3

In line 24 of the title strike out "Services", and insert "Districts".

Amendment No. 4

On page 14, line 39, strike out "said", and insert "the".

Amendment No. 5

On page 16, line 1, strike out "Services", and insert "Districts".

Amendment No. 6

On page 19, line 47, strike out the first comma.

Amendment No. 7

On page 21, line 6, after "Territory", insert "Within or Without City".

Amendment No. 8

On page 21 strike out lines 11 to 13, inclusive, and insert "voters of the district any city or unincorporated".

Amendment No. 9

On page 21, line 33, after "or", insert "a".

Amendment No. 10

On page 22, line 40, after "However", insert a comma.

Amendment No. 11

On page 24, line 33, strike out "public", and insert "publish".

Amendment No. 12

On page 25, line 47, strike out "signature", and insert "signatures".

Amendment No. 13

On page 26, line 23, strike out the first "or".

Amendment No. 14

On page 27, line 24, strike out "said".

Amendment No. 15

On page 27, line 36, strike out "Sections", and insert "Section".

Amendment No. 16

On page 28, line 24, strike out "said", and insert "the".

Amendment No. 17

On page 29, line 13, strike out the second "of".

Amendment No. 18

On page 29, line 36, strike out "Services", and insert "Districts".

Amendment No. 19

On page 29, lines 38 and 39, strike out "Sections 1 to 23, inclusive, added to", and insert "the sections of".

Amendment No. 20

On page 29, line 39, strike out "by", and insert "affected by Sections 1 to 23, inclusive, of".

Amendment No. 21

On page 29, line 44, strike out "constitution", and insert "constituting".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 324—An act to amend Section 263 of the Revenue and Taxation Code, relating to the welfare exemption in its application to hospitals, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1170—An act to amend Sections 12126, 12151, 12153, 12154, 12155, 12276, 12402, 12405, 12431, 12435, 12464, 12465, 12494, 12495, 12622, 12623, 12624, 12626, 12676, 12682, 12801, 12802, 12803, 12834, 12952, 12977, 12997, 13102, 13103, 13105, 13112, and 13113 of, to repeal Sections 12127, 12401, 12403, 12432, 12433, 12434, 12437, 12438, 12461, 12625, and 12998 of, and to add Sections 12440, 12983, and 12998 to, the Revenue and Taxation Code, relating to insurance taxation, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 3, between lines 19 and 20, of the printed bill, as amended in Assembly February 24, 1959, insert

"The penalty imposed by this section shall not apply as to any insurer required to file a statement and return pursuant to Section 12126 or 12276 for the calendar year 1958, who files such statement and return prior to May 15, 1959."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 187—An act to amend Section 2468 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to reorganization of school districts.

Retain Place on File

Senator Grunsky moved that Senate Bill No. 187 be passed on file and retain its place.

Motion carried.

Senate Bill No. 59—An act to add Section 1952.2 to the Code of Civil Procedure, relating to disposition of exhibits.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 3, of the printed bill, after "final," insert "at the expiration of the appeal period, unless an appeal is pending,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 135—An act to amend Sections 4999, 5000, 5003, and 5004 of the Water Code, relating to recordation of water extractions and diversions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 604—An act to amend Sections 1227, 1228, 1316, 1413 and 1416, and to repeal Section 1414, of the Financial Code, relating to loans.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 266—An act to amend Section 108 of the Insurance Code, relating to classes of insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 888—An act to amend Sections 1010 and 1011 of, and to add Section 1011.5 to, the Agricultural Code, relating to spray residue.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, and Thompson—24.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 229—An act to amend Section 7717 of the Education Code, and amend Section 19581 of the Education Code as proposed by Senate Bill No. 2, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 23, of the printed bill, as amended in Senate March 19, 1959, strike out "on the effective date of the amendment to this", and strike out all of line 24, and in line 25 strike out "7 and 8", and insert "is maintaining and has continuously maintained grades seven and eight since a date prior to January 1, 1959".

Amendment No. 2

On page 3, line 26, strike out "on the effective date of the amendment to this", and strike out all of line 27, and in line 28 strike out "7 and 8", and insert "is maintaining and has continuously maintained grades seven and eight since a date prior to January 1, 1959".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 92—An act to add Article 6 (comprising Sections 11660 to 11663, inclusive) to Chapter 2, Division 14 of, and to amend Section 11649 of, the Elections Code, relating to interference with initiative, referendum, and recall.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Johnson, McBride, Montgomery, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Thompson—24.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 157—An act to amend Section 25827 of the Government Code, relating to counties.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Erhart, Fisher, Grunsky, Johnson, McBride, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—23.
NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 209—An act to add Section 55529 to and amend Sections 55522 and 55523 of the Water Code, relating to county water-works district bonds.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Fisher, Grunsky, Johnson, McBride, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—24.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 262—An act to add Section 55109 to the Water Code, relating to investigations and reports regarding proposed county waterworks districts or annexations thereto.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Grunsky, Johnson, McBride, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—24.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 4.15 p.m., Senator Richards asked for, and was granted unanimous consent to be excused to attend a committee meeting.

Assembly Bill No. 665—An act to amend Section 2285 of the Health and Safety Code, relating to mosquito abatement districts.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 583—An act to amend Section 1101 of the Agricultural Code, relating to egg standards.

Bill read third time, and presented by Senator Beard.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Beard moved a call of the Senate.

Motion carried. Time, 4.25 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Concurrent Resolution No. 91—Relative to augmenting the funds of the Joint Interim Committee on the Special Education and Rehabilitation of Handicapped Children and Adults.

Resolution read, and presented by Senator McBride.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, and Thompson—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 652—An act to add Section 516 to the Public Resources Code, relating to vessel insurance, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 286—An act to add Section 72074 of the Government Code, relating to the duties of the clerks of the municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 541—An act to amend Sections 74692 and 74693 of the Government Code, relating to the officers and attaches of the municipal courts established in districts in Santa Cruz County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 645—An act to add Sections 14.5 and 14.6 to Chapter 523 of the Statutes of 1867-1868, relating to the town lands granted to the unincorporated towns in this State by the Act of Congress entitled

"An act for the relief of the inhabitants of cities and towns upon the public lands," approved March 30, 1868.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 373—An act to amend Section 26907 of the Government Code, relating to the destruction of auditors' records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 375—An act to amend Sections 29010, 29011, 29041 and 29061 of the Government Code, relating to county budget and tax levy procedures.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 275—An act to amend Sections 682.1 and 682.2 of the Code of Civil Procedure, relating to writs of execution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 57—An act to amend Section 12077 of the Penal Code, relating to records of pistol or revolver sales.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 159—An act to amend Sections 1853 and 1901 of the Probate Code, relating to conservatorship.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 206—An act to add Section 117n to the Code of Civil Procedure, relating to appeals from judgments of small claims courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 389—An act to amend Section 11496 of the Insurance Code, relating to incorporation of nonprofit hospitals.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 363—An act to amend Section 4238 of, to repeal Section 4239 of, the Education Code, and to amend Section 2561 of, and to repeal Section 2562 of, the Education Code as proposed by Senate Bill No. 2, relating to the formation of junior college districts.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 633—An act to add Section 6623 to the Welfare and Institutions Code, relating to handiwork of state hospital patients.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride,

Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 634—An act to add Section 1125 to the Welfare and Institutions Code, relating to handiwork of Youth Authority inmates.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 282—An act to amend Section 22842 of, and to repeal Sections 22844 and 22845 of, the Water Code, relating to irrigation districts containing 500,000 acres or more.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 360—An act to amend Section 24228 of the Health and Safety Code, relating to air pollution control districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 361—An act to amend Section 2d of the Los Angeles County Flood Control Act (Chapter 755, Stats. 1915), relating to the Los Angeles County Flood Control District.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 612—An act to add Section 5834.1 to the Streets and Highways Code, relating to county maintenance districts.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1020—An act to amend Section 46005 of the Water Code, relating to additional preliminary assessments of water storage districts.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 599—An act to add Section 1.5 to Chapter 2165 of the Statutes of 1957, relating to recreation, park and parkway districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1041: By Senator Holmdahl—An act to amend Section 5 of the Alameda County Flood Control and Water Conservation District Act (Ch. 1275, Stats. 1949), relating to the powers of the district.

Referred to Committee on Local Government.

Senate Bill No. 1042: By Senator Holmdahl—An act to amend Section 36 of the Alameda County Flood Control and Water Conservation District Act (Ch. 1275, Stats. 1949), relating to the establishment, government, operation and financing of zone in Pleasanton or Murray Townships.

Referred to Committee on Local Government.

Senate Bill No. 1043: By Senator Byrne—An act to amend Section 777.1 of the Insurance Code, relating to free insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1044: By Senator Christensen—An act to amend Section 5050.3 of the Welfare and Institutions Code, relating to emergency commitments of mentally ill persons.

Referred to Committee on Judiciary.

Senate Bill No. 1045: By Senators Dilworth, Fisher, and Beard—An act to amend Section 700 of the Welfare and Institutions Code, relating to the jurisdiction of the juvenile court.

Referred to Committee on Judiciary.

Senate Bill No. 1046: By Senators Erhart and Thompson—An act to add Section 114.1 to the Welfare and Institutions Code, relating to the administration of public assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1047: By Senator Arnold—An act to amend Section 2120 of the Streets and Highways Code, relating to services furnished by the State for counties.

Referred to Committee on Transportation.

Senate Bill No. 1048: By Senators Dolwig, McCarthy, Byrne, Berry, Erhart, Johnson, Thompson, Coombs, Williams, and Dilworth—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to the full and integrated development of the water resources of the State.

Referred to Committee on Water Resources.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.40 p.m., on motion of Senator Beard, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 583 refused passage by the following vote:

AYES Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Hollister, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Slattery, and Thompson—19.

NOES Senators Arnold, Collier, Farr, Grunsky, Miller, Rodda, Shaw, Short, Stiern, and Teale—10.

Motion to Reconsider

Senator Beard moved to reconsider the vote whereby Assembly Bill No. 583 was refused passage.

Postponement of Reconsideration

On motion of Senator Beard, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 583 was refused passage, was continued until the next legislative day.

ADJOURNMENT

At 4.42 p.m., on motion of Senator Brown, the President declared the Senate adjourned until 3 p.m., Wednesday, March 25, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FIRST LEGISLATIVE DAY

FIFTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, March 25, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Lord, teach us to pray, all of us. Teach us to pray, not for things, nor for our personal comfort and success, but that we may be good servants of Thine and of the State. Teach us to pray that we may be used to establish justice and righteousness in the earth. Teach us to pray, so that in patience and quietness we may possess our souls, and thus have something of stability to bring to the days of our years. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Coombs, on motion of Senator Johnson, due to illness.

Senator Murdy, on motion of Senator Johnson, due to illness.

Senator Williams, on motion of Senator Dilworth, due to illness.

Senator Hollister, on motion of Senator Christensen, due to illness.

REQUEST FOR UNANIMOUS CONSENT

Senator Rodda asked for, and was granted, unanimous consent to have the record show that the following were pages in the Senate this legislative day: Kathy Brown, daughter of Governor Brown; Unda and Sally Betts, daughters of State Treasurer Bert Betts.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senators Arnold and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Margaret Stewart of Sacramento.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lillian Gentet, Mrs. Hazel Hansen, and Miss Elaine Bossa of Santa Rosa; Mr. Richard Albares and Mr. David Bolton of Sonoma; Mrs. Helen Putnam, Miss Kate Putnam, and Miss Nancy Riis of Petaluma.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Charles Thunan and Evelyn Gayle Gooch of Crescent City.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Nancy Miller, Richard Derr, and Carroll Dudley III, of Sacramento.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Merrick Creagh of Bakersfield.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hon. Robert C. Doerr, Robert Doerr, Jr., Stewart Waite, and Mr. and Mrs. Art Olson, of San Jose.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Printha Berry, Mrs. Jack Berry, and Roger Swift Berry, of Sacramento; Mr. Robert Padgett, Mrs. Phil English, and Sheri English, of Placerville.

On request of Senator Gilson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Thomas McCaffrey, Chairman, Solano County Democratic Central Committee.

On request of Senators Cobey and Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the class in legislation of Professor John McDonough, Executive Secretary of the California Law Revision Commission, Stanford Law School.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Andrea Henshaw, Mike Hall, Margaret Benes, Jack Watson, Max Bernoff, and Warren Bernoff, of Sacramento.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Russell A. Holt and Mr. and Mrs. Edgar Craine of Whittier, Mrs. Fred Teiten of Tarzana, Mrs. Milton Natapoff and daughter Karen, Mr. Jack Kornberg, Mrs. Linda Leibsohn of Los Angeles, Mrs. Betty Ashford of Westwood, Mr. and Mrs. Al King of Pasadena, and Senator Richards' wife, Bernice, and son Kimball.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Sarah Betts and daughters Linda and Sally, Mr. Charles Paul, Mr. Henry H. Batchelder, and Mr. Robert Dent of San Diego; Miss Joan Helland of La Mesa, Mrs. Irene Welch of El Cajon, and Mr. Dixon Porter of Sacramento.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lydia Peterson and son Rickey, Mrs. L. M. Wickliffe and sons Melvin and John, and Mr. John Kennedy of San Jose, and Miss Linda Perino of San Francisco.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Lori Oliver and Miss Mimi Oliver of Menlo Park, and Miss Helen King of Atherton.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Marjorie Garrison of Modesto; and Miss Carolyn Hankin and Miss Patsy Hankin of Sacramento.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. John Sheppard of Monterey, Mr. and Mrs. Ken Brown of Carmel, Mr. and Mrs. Ed. Barton of Salinas, Mrs. Marjorie Duane of Pacific Grove, and Miss Shelley Smith of Sacramento.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Weston Alt and their daughters, Adrienne and Meredith, of Oroville.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Robert Hall and daughters, Sally and Leslie, of Merced.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Irene Woods, Connie Woods, Elsie Morgan, Marilyn Crooks, Evelyn Biddle, Ernestine Ehret, Sarah Jackson, Lois Howard, Jane Murray, Aline Blanton, and Eleanor Blanton, members of the American Association of University Women, and Mr. Paul Blanton of Modesto.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gene Flory, instructor, and the following students of La Sierra High School, Carmichael: Brenda Beers, Alice Hirst, Thomas Mock, Donald Springer, Gary Rainer, Freda Jones, and Linda Birchfield.

On request of Senators Gibson and Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Floyd L. Sparks, publisher, and Mr. George Lower, editor, *Daily Review*, Hayward.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Steven True, John J. King, Harry Freis, Mrs. Helen Calista, Mr. and Mrs. R. A. Beaumont, Mrs. Beverly Holmdahl and children, John, Cheryl Lynn, Bonnie Jean, and James Steven of Oakland; Mr. and Mrs. Howard Billings, Miss Linda Billings, and Mr. and Mrs. H. Marshall Hansen of Hayward; Mrs. Catherine Sayre, Mrs. Anne Diamant, Miss Dorothy Diamant, Mr. John Goodwin, Mrs. Dorothy Goodwin, Miss Esther Robertson, Miss Judith Ann Hoekenga, Peter Johnson, and Miss Mary Ann Reynolds, of Alameda; Mrs. Sally McClure, Larry McClure, and Mrs. Hazel Calista, of San Leandro; Mrs. Margaret Wilson and Donald Wilson of Richmond; Robert E. Nisbet of Berkeley, and Burton Vasche, II of Sacramento.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Paul Nelson, Mr. and Mrs. F. Edward Mills, Mrs. Wayne Allison, and Mrs. M. Gunn, adults, and the following members of Girl Scout Troop No. 50, Pleasanton Elementary School, Alameda County: Sherry Allison, Kathy Clark, Linda Conner, Elizabeth Gunn, Sally Hill, Rosemary Iken, Patricia Kelley, Francine King, Norma Klucker, Charline Mills, Penny Nelson, Donna Pinto, Della Renfrow, Betty Richardson, Anita Sanchez, Susan Seitz, Betty Jo Talley, Linda Warren, Patricia Fennell, Rebecca Eaves, Jerry Mills, and Pamela Nelson.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Evelyn Harms, Senior Scout Leader, Mrs. Ellen Morgan, Assistant Leader, and the following members of Girl Scout Troop No. 3, California Junior High School, Sacramento: Shelby Fletcher, Janet Harms, Francia Judy, Patty McCrillis, Marilyn McGraw, Joan Morgan, Joyce Starkey, and Linda Zipf.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Manuel P. Gutierrez and Harold Wallace, in charge; Jack Howard, Scoutmaster, and the following members of Boy Scout Troop No. 17, Fort Sutter District, Sacramento: Craig Ahlstrom, Benny Benson, Bill Benson, Ray Bober, Mike Carroll, Bill Cox, Oliver Daniels, Bobby DeVita, Bob Field, Mike Gunderson, Alexander Gutierrez, Danny Hicks, Bob Hollingsworth, William Holmes, Ernie Howard, Jerry Hyman, Dale Jones, Paul Jorjorian, Gary Kuechler, James Larson, Thomas Lohmeier, Mike Mitchell, John Niederost, Ronnie Rule, Richard Schumaker, Rodney Sorenson, Leonard Starks, Leon Stevens, John Van Dusen, Jim Wallace, and Jeff Woodworth.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ann Nugent, Mrs. Ina Bakke, and Mrs. Paul Clewett, adults, and the following members of Girl Scout Troop No. 151, of the K. I. Jones School, Fairfield: Susan Clewett, Janet McGinnis, Rosemary Bakke, Martha Lish, Kathy Roberts, Sue Ellen Richvalsky, Cary Shoop, Cathleen Gummer, Valinda Madera, and Connie Barnard.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. David Robertson, leader, Mrs. Robert Scott, coleader, Mrs. Tony Morriera, assistant coleader, and the following members of Girl Scout Troop No. 94, Dayton School, San Leandro: Linda Altman, Linda Bihlmeyer, Linda Claboe, Celia Costello, Maureen Gootrad, Cheryl Jacobs, Suzanne Melin, Carolyn Morriera, Roxana Robertson, Susan Scott, Pamela Blake, Gailyn Pritchard, Bonnie Davilla, Davene Robertson, and Denise Robertson.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Betty Gable, Mrs. Doris Vigars, Mrs. Vada Shewmake, and Mrs. Barbara Moreland, adults, and the following students of Lewelling, Barrett Junior High, and Argonne Schools, San Leandro: *Lewelling*—Cheryl Bradford, Diane Caldwell, Vikki Eschmann, Carol Ann Gable, Linda

Garcia, Barbara Hamby, Eleni Hytopoulis, Sheryld Lance, Connie Martin, Carol Ann Moreland, Linda Perdue, Linda Perca, Lin Shewmake, Karen Vigers, Maureen Shewmake, and Debbie Vigers: *Barrett Junior High*—Sandra Herzog; *Argonne*—Robert Moreland.

ASSEMBLY CHAMBER, March 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 31
Senate Bill No. 203

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 277

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, March 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 66

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 66—Relative to criminal procedure in time of disaster.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 153
Assembly Bill No. 226
Assembly Bill No. 567
Assembly Bill No. 600
Assembly Bill No. 675
Assembly Bill No. 687
Assembly Bill No. 833
Assembly Bill No. 910
Assembly Bill No. 912
Assembly Bill No. 918
Assembly Bill No. 953
Assembly Bill No. 991
Assembly Bill No. 993
Assembly Bill No. 996
Assembly Bill No. 1006

Assembly Bill No. 1022
Assembly Bill No. 1023
Assembly Bill No. 1024
Assembly Bill No. 1033
Assembly Bill No. 1073
Assembly Bill No. 1108
Assembly Bill No. 1208
Assembly Bill No. 1237
Assembly Bill No. 1239
Assembly Bill No. 1277
Assembly Bill No. 1280
Assembly Bill No. 1286
Assembly Bill No. 1293
Assembly Bill No. 1299
Assembly Bill No. 1323

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 153—An act to amend Section 10493 of the Insurance Code, relating to insurance for participants in municipal playground activities.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 226—An act to amend Sections 51360, 51361, 51362, and 51364 of the Water Code, relating to reclamation district operation and maintenance assessments.

Referred to Committee on Local Government.

Assembly Bill No. 567—An act to amend Sections 12164, 12203, and 12204 of the Government Code, relating to duties and fees of the Secretary of State.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 600—An act to amend Sections 7068 and 7122 of, and to add Sections 7068.1, 7068.2, 7068.3, and 7122.5 to the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 675—An act to add Section 4121.1 to the Health and Safety Code, relating to garbage disposal districts.

Referred to Committee on Local Government.

Assembly Bill No. 687—An act to add Chapter 3 (commencing at Section 17800) to Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Referred to Committee on Business and Professions.

Assembly Bill No. 883—An act to amend Section 2804 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Referred to Committee on Local Government.

Assembly Bill No. 910—An act to amend Section 14640 of the Education Code, and Section 14370 of the Education Code as proposed by Senate Bill No. 2, relating to state teachers' disability annuity.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 912—An act to amend Sections 14064 and 14065 of, the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 918—An act to amend Section 14411 of, and to repeal Sections 14110 and 14412 of the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 953—An act to amend Section 28004 of the Corporations Code, relating to retirement systems.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 991—An act to amend Section 4168 of the Business and Professions Code, relating to the practice of pharmacy.

Referred to Committee on Business and Professions.

Assembly Bill No. 993—An act to amend Section 4035 of the Business and Professions Code, relating to the practice of pharmacy.

Referred to Committee on Business and Professions.

Assembly Bill No. 996—An act to amend Sections 23222a, 24670, 25102, 25551, 25663, 25673, 25674, 26074, 26131, and 26281 of, and to add Sections 25401b, 25905, 25962.2, 26073c and 26080.4 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1006—An act to amend Section 7.5 of the Government Code, relating to state boards, commissions, and committees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1022—An act to amend Sections 14522, 14524.1 and 14601, Education Code, and Sections 14152, 14156, and 14301 of the Education Code as proposed by Senate Bill No. 2, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1023—An act to amend Sections 14425, 14521, 14637, 14661, and 14664 of, and to add Sections 14663.2 to, the Education Code, and to amend Sections 14025, 14151, 14363, 14401 and 14405 of, and to add Section 14403.1 to, the Education Code as proposed by Senate Bill No. 2, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1024—An act to amend Sections 14251, 14365, and 14366 of, and to repeal section 14252 of, the Education Code as enacted at the 1959 Regular Session, relating to State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1033—An act to amend Section 3044 of, and to repeal Section 9481 of, the Elections Code, relating to municipal elections.

Referred to Committee on Elections.

Assembly Bill No. 1073—An act to amend Section 190 of the Streets and Highways Code, relating to the allocation of funds to grade separation projects.

Referred to Committee on Public Utilities.

Assembly Bill No. 1108—An act to amend Section 620 of the Agricultural Code, relating to cheese.

Referred to Committee on Agriculture.

Assembly Bill No. 1208—An act to add Section 23394.5 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1237—An act to amend Sections 61401 and 61402 of, and to add Sections 61402.5 and 61402.6 to, the Government Code, relating to community services district general elections.

Referred to Committee on Elections.

Assembly Bill No. 1239—An act to add Section 25.5 to the Civil Code, relating to giving of blood donations.

Referred to Committee on Judiciary.

Assembly Bill No. 1277—An act to add Section 54906 to the Government Code, relating to the filing of statements and maps and plats for tax purposes by cities on annexation or change in boundaries, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1280—An act to amend Section 15955 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to contracts by school district governing boards.

Referred to Committee on Local Government.

Assembly Bill No. 1286—An act conveying certain tidelands and lands lying under inland navigable waters situate in the Bay of San Diego to the City of Chula Vista in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, the construction and maintenance of improvements thereon, and the disposition and expenditure of revenue therefrom, and reserving rights to the State and repealing Chapter 120 of the Statutes of 1925, Chapter 184 of the Statutes of 1947 and Chapter 593 of the Statutes of 1953.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1293—An act to amend Section 3052 of the Civil Code, relating to possessory liens.

Referred to Committee on Judiciary.

Assembly Bill No. 1299—An act to amend Sections 74302 and 74303 of the Government Code, relating to the municipal court in the Cities of San Carlos and Redwood City.

Referred to Committee on Local Government.

Assembly Bill No. 1323—An act to add Section 24209 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 185—An act to amend Section 26104 of the Government Code, relating to advertising by county board of supervisors;

Senate Bill No. 191—An act to amend Section 11042 of the Insurance Code, relating to fraternal benefit societies;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fourth day of March, 1959, at 4:45 p.m.

BURNS, Chairman

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 63—An act to amend Section 600.5 of the Vehicle Code and to amend Section 23112 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the disposal of dirt and rocks upon public and private highways;

Senate Bill No. 64—An act to amend Section 374b of the Penal Code, relating to the disposal of rocks and dirt on public and private property;

Senate Bill No. 66—An act to amend Sections 9, 10, and 19b of Chapter 158 of the Statutes of 1885, relating to drainage districts;

Senate Bill No. 67—An act to amend Sections 822 and 823 of the Agricultural Code, relating to apple containers;

Senate Bill No. 77—An act to amend Section 701 of, and add Section 759.5 to, the Vehicle Code, and to amend Section 21711 of, and to add Section 41104 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to trailers;

Senate Bill No. 131—An act to amend Section 12107 of the Business and Professions Code, relating to weights and measures;

Senate Bill No. 134—An act to amend Sections 4931 and 4931.1 of the Education Code, and Sections 3201 and 3202 of the Education Code, as proposed by Senate Bill No. 2, relating to school districts, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 140—An act to amend Sections 468.1, 469 and 471.5 of the Vehicle Code, and to amend Sections 21400, 21403 and 21404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to materials used in traffic signs;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fourth day of March, 1959, at 4:45 p.m.

BURNS, Chairman

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 11—Relative to federal highway legislation;

Senate Concurrent Resolution No. 26—Relative to extending the time for the filing of a report by the Joint Legislative Tax Committee;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the twenty-fourth day of March, 1959, at 4:45 p.m.

BURNS, Chairman

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 25—Relative to the appointment of the State Controller as accounting officer for the Legislature for tax and other purposes;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the twenty-fifth day of March, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 175—An act to amend Section 100 of the Drainage District Act of 1903 (Chapter 238 of the Statutes of 1903), relating to the dissolution of drainage districts;

Senate Bill No. 240—An act to add Section 4764.1 to the Health and Safety Code, relating to county sanitation districts, and declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fifth day of March, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 54
 Senate Bill No. 243
 Senate Bill No. 380
 Senate Bill No. 381
 Senate Bill No. 382

Senate Bill No. 383
 Senate Bill No. 384
 Senate Bill No. 385
 Senate Bill No. 685
 Senate Joint Resolution No. 14

And reports the same correctly engrossed

BURNS, Chairman

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 59

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 209

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Business and Professions

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Business and Professions to which was referred:

Assembly Bill No. 179

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 86
 Senate Bill No. 333

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 689
 Senate Bill No. 690

Senate Bill No. 713
 Assembly Bill No. 418

Has had the same under consideration, and reports the same back with the recommendation: Do pass and place on Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 158
 Assembly Bill No. 770
 Assembly Bill No. 492

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 667

Assembly Bill No. 866

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 304

Assembly Bill No. 630

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 406

Senate Bill No. 407

Senate Bill No. 408

Senate Bill No. 409

Senate Bill No. 410

Senate Bill No. 411

Senate Bill No. 412

Senate Bill No. 413

Senate Bill No. 417

Senate Bill No. 420

Senate Bill No. 634

Assembly Bill No. 704

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 419

Senate Bill No. 599

Senate Bill No. 613

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 184

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 549

Senate Bill No. 460

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, March 24, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Constitutional Amendment No. 7

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

COBEY, Chairman

Above reported resolution ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 284

Senate Bill No. 765

Senate Bill No. 359

Assembly Bill No. 1212

Senate Bill No. 437

Assembly Bill No. 1213

Senate Bill No. 725

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 224

Senate Bill No. 578

Senate Bill No. 298

Senate Bill No. 581

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 480

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 480

Senator Collier moved that Senate Bill No. 480 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 480—An act to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of the Streets and Highways Code, relating to state highways, providing for a California Freeway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "Freeway", insert "and Expressway"

Amendment No. 2

On page 1, line 5, after "Freeway", insert "and Expressway".

Amendment No. 3

On page 1, strike out lines 9 to 11, inclusive; and on line 12 strike out "1980 traffic", and insert "struct a statewide system of freeways and expressways and connections thereto without regard to present jurisdiction over the highways, roads, and streets that might be included".

Amendment No. 4

On page 2, line 4, strike out "System", and insert "and Expressway System and deficiencies on connections to the State Highway System".

Amendment No. 5

On page 2, line 5, after "Freeway", insert "and Expressway".

Amendment No. 6

On page 2, line 6, strike out "of such highways and freeways".

Amendment No. 7

On page 2, line 10, after "Freeway", insert "and Expressway".

Amendment No. 8

On page 2, line 13, after "freeways", insert "and expressways".

Amendment No. 9

On page 2, line 14, after "Freeway", insert "and Expressway".

Amendment No. 10

On page 2, line 17, after "Freeway", insert "and Expressway".

Amendment No. 11

On page 2, strike out lines 18 to 21, inclusive, and insert "and shall be composed of those highways designated in this article. The designations are intended".

Amendment No. 12

On page 2, line 24, after "Freeway", insert "and Expressway".

Amendment No. 13

On pages 3, 4, and 5, strike out the maps shown thereon.

Amendment No. 14

On page 5, line 1, after "Freeway", insert "and Expressway".

Amendment No. 15

On page 5, line 17, after "Freeway", insert "and Expressway".

Amendment No. 16

On page 5, line 19, after "Freeway", insert "and Expressway".

Amendment No. 17

On page 6, line 2, after "freeway", insert "or an expressway".

Amendment No. 18

On page 6, line 10, after "Freeway", insert "and Expressway".

Amendment No. 19

On page 6, line 12, after "Freeway", insert "and Expressway".

Amendment No. 20

On page 6, line 13, after "Freeway", insert "and Expressway".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 216

Senate Bill No. 588

Senate Bill No. 321

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 216

Senator Beard moved that Senate Bill No. 216 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 216—An act to amend Sections 632 and 634 of the Code of Civil Procedure, relating to civil actions.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "necessary to the decision", and insert "in the case".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 588

Senator Regan moved that Senate Bill No. 588 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 588—An act to amend Section 13106 of the Government Code, relating to quitclaiming of state-owned easements and rights-of-way.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "69.5," insert "70.1".

Amendment No. 2

In line 2 of the title, strike out "71.5", and insert "70.6".

Amendment No. 3

On page 2, line 2, strike out "daily", and insert "at periodic intervals".

Amendment No. 4

On page 2, line 3, strike out "that day".

Amendment No. 5

On page 2, lines 15 and 16, strike out "; provided, however, that no fee or gratuity shall be allowed such official, or a", and insert a comma.

Amendment No. 6

On page 2, between lines 18 and 19, insert

"SEC. 3. Section 70.1 is added to said code, to read:

70.1. A priest, minister, or clergyman who does not register as provided in Section 70.5 of this code may not charge any fee or receive any gratuity for performing a marriage ceremony in this State."

Amendment No. 7

On page 2, line 19, strike out "3", and insert "4".

Amendment No. 8

On page 2, lines 20 and 21, strike out "which will be recognized as valid for civil purposes,".

Amendment No. 9

On page 2, line 24, after "located," insert "or if retired, where his residence is located,".

Amendment No. 9.5

On page 2, line 37, after "address", insert "or residence address if retired".

Amendment No. 10

On page 2, line 43, after "county," insert "or if the residence address of a retired registrant is changed to another county,".

Amendment No. 11

On page 3, strike out lines 4 and 5, and insert

"70.5. No marriage shall be invalidated on the ground that the priest, minister, or clergyman who performed the marriage was not registered as provided in Section 70.5."

Amendment No. 12

On page 3, strike out lines 10 to 16, inclusive, and insert

"SEC. 5. Section 70.6 is added to said code, to read:

70.6. A certificate of registration issued pursuant to Section 70.5 shall expire five years after the date of its issuance, and the recorder may remove from his files and destroy the registrant's application and supporting documents upon the conclusion of that period. A priest, minister, or clergyman whose certificate has expired must reregister in the manner and subject to the requirements provided for his original application. Not less than 60 days prior to the expiration of a certificate of registration, the recorder shall notify the registrant of the date of expiration of his certificate and of the necessity to apply for a new certificate."

Amendment No. 13

On page 3, line 17, strike out "5", and insert "6".

Amendment No. 14

On page 3, line 34, strike out "6", and insert "7".

Amendment No. 15

On page 3, line 41, after "him", insert " , by registered mail, of his obligation to register."

Amendment No. 16

On page 3, strike out lines 42 to 44, inclusive; and in line 45, strike out "prosecution".

Amendment No. 17

On page 3, line 47, strike out " , and their marriage will not be", and insert a period.

Amendment No. 18

On page 3, strike out lines 48 to 52, inclusive.

Amendment No. 19

On page 4, lines 28 and 29, strike out "one year after its effective date", and insert "January 1, 1960".

Amendments read, and adopted.

Bill ordered printed and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 321

Senator Gibson moved that Senate Bill No. 321 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 321—An act to amend Sections 70, 73, and 79 of, and to add Sections 69.5, 70.5, 71.5, and 73.5 to, the Civil Code, and to amend Section 10350 of the Health and Safety Code, relating to marriage.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, before "Unless", insert "(a)".

Amendment No. 2

On page 1, lines 12 and 13, strike out "following provisions:".

Amendment No. 3

On page 1, line 14, strike out "(a) Prior", and insert "provisions of this subdivision. Prior".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 500

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 500

Senator Grunsky moved that Assembly Bill No. 500 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 500—An act to add Title 2 (commencing with Section 1801) to Part 4, Division 3, of the Civil Code, relating to credit and installment sales of goods and services.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 27, of the printed bill, strike out "complying", and insert "governed by".

Amendment No. 2

On page 7, line 41, strike out "who", and insert "whether or not he".

Amendment No. 3

On page 13, line 7, strike out "law", and insert "this title".

Amendment No. 4

On page 13, line 18, after "seller", insert ", except as may otherwise be required by law".

Amendment No. 5

On page 17, line 49, strike out "October 1, 1959.", and insert "January 1, 1960. This title shall not affect the validity of any agreement made prior to the effective date of this act."

Second Set of Amendments to Assembly Bill No. 500**Amendment No. 1**

On page 2, line 34, of the printed bill as amended in Assembly February 26, 1959, after the word "use", insert "or the providing of insurance".

Amendment No. 2

On page 7, in line 39, after the word "seller", insert ", and which would be cut off by assignment,".

Amendment No. 3

On page 16, lines 50 and 51, strike out "If the goods were sold at private sale the", and insert "The".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 225

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 225

Senator Farr moved that Senate Bill No. 225 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 225—An act adding a new division to be numbered Fifth to the Civil Code to be named "Secured Transactions Involving Personal Property," relating to the creation and enforcement of security interests in all kinds of personal property and crops, including the assignment of rents as security, defining the rights of the parties thereto and as against third parties, excepting therefrom certain statutory liens, and repealing the following sections of the Civil Code: Sections 2892, 2955 to 2978, inclusive, Sections 2980, 2988, 2996, Sections 3000 to 3011 inclusive, Sections 3012 to 3016.16 inclusive, Sections 3017 to 3029 inclusive, Sections 3030 to 3043 inclusive; and amending Sections 955, 955.1, 2897, 2922, 2924, 2933, 2934, 2980.5, 3440, 3440.1; amending Section 726 of the Code of Civil Procedure; and amending Section 504a of the Penal Code; providing that transactions entered into before the effective date of this act shall be governed by the laws then in effect; and providing that this act shall take effect on July 1, 1960.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 8, line 14, of the printed bill, strike out "Afteracquired", and insert "Inventory, accounts, chattel paper and contract rights may be referred to by general kind or class and afteracquired property".

Amendment No. 2

On page 10, between lines 37 and 38, insert

"(2) A written assignment as security or the transfer of possession of property as security are sufficient to constitute a security agreement."

Amendment No. 3

On page 10, line 38, strike out "(2)", and insert "(3)".

Amendment No. 4

On page 11, line 9, strike out the period, and insert "and until five days have elapsed following the publication of a copy of the financing statement. Such copy of the financing statement shall be published pursuant to Section 6061 of the Government Code in a newspaper of general circulation published in the judicial district in which the fixtures or store equipment are located, if there is one, and, if there is none in the judicial district, then in a newspaper of general circulation in the county embracing the judicial district."

Amendment No. 5

On page 11, line 9, strike out "An assignment or transfer of property as security constitutes a security agreement."

Amendment No. 6

On page 13, between lines 43 and 44, insert "Notwithstanding anything to the contrary in this Division Fifth, no nonpossessory security interest, other than a purchase money security interest, may be given or taken in or to the inventory of a retail merchant held for sale, except in or to inventory consisting of motor vehicles, house trailers, trailers, semitrailers, aircraft or other durable goods having a unit retail value of at least one thousand dollars (\$1,000)."

Amendment No. 7

On page 14, between lines 7 and 8, insert

"(4) For the purposes of this part, if goods of a kind ordinarily bought for use primarily for personal, family, or household purposes are sold at retail subject to a purchase money security interest, and the security agreement recites that they are sold for personal, family or household use, it shall be conclusively presumed that they are consumer goods so long as the purchase money security interest exists."

Amendment No. 8

On page 24, line 16, strike out "(description, e.g. 'inventory,' 'accounts,' etc.)", and insert "(here insert a description of the collateral)".

Amendment No. 9

On page 24, strike out lines 24 and 25, and insert

"(5) The amount of the indebtedness secured is _____ dollars (\$_____), or the maximum amount of the indebtedness to be secured at any one time is _____ dollars (\$_____)."

Amendment No. 10

On page 24, line 33, strike out the period, and insert "and in such cases item (5) may be omitted."

Amendment No. 11

On page 24, line 33, following the parenthesis, insert "(The amount of indebtedness stated need only include the principal amount owing, or to be owing, exclusive of interest, advances to preserve or protect the collateral, amounts which may become owing by reason of or following the failure of the debtor to perform his obligations under the security agreement and the like.)"

Amendment No. 12

On page 28, commencing on line 33, strike out "any available".

Amendment No. 13

On page 38, between lines 9 and 10, insert

"(i) A transfer of personal property if:

(1) Said personal property is leased back to the transferor immediately following said transfer.

(2) The transferor (lessee) or the transferee (lessor) records at least 10 days before the date of the transfer and leaseback in the office of the county recorder in the county or counties in which the personal property is situated, a notice of the intended transfer and leaseback which states the name and address of the transferor (lessee) and transferee (lessor). The notice shall contain a general statement of the character of the personal property intended to be transferred and leased back, and show the date when and place where the transaction is to be consummated.

(3) The transferor (lessee) or the transferee (lessor) publishes a copy of the notice pursuant to Section 6061 of the Government Code in a newspaper of general circulation published in the judicial district in which the personal property is situated, if there is one, and if there is none in the judicial district, then in a newspaper of general circulation in the county embracing the judicial district. The publication shall be completed not less than five days before the date of the intended transfer and leaseback."

Amendment No. 14

On page 39, line 44, strike out "in like manner as a mortgage upon real property" and insert "as herein provided".

Amendment No. 15

On page 40, line 2, after the period, insert "Nothing herein shall be construed as prohibiting or limiting any action for the possession of personal property where such right to possession is agreed to in a mortgage of personal property or in a security agreement."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 617

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 617

Senator McCarthy moved that Senate Bill No. 617 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 617—An act to add Section 6211 to the Public Resources Code, relating to sale of state lands, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "land owned by the State", and insert "tide or submerged lands under its jurisdiction".

Amendment No. 2

On page 1, lines 4 and 5, strike out "each department of the State Government", and insert "the Department of Fish and Game".

Amendment No. 3

On page 1, line 5, after "county", insert "and the city council of the city, if any."

Amendment No. 4

On page 1, line 13, strike out "state", and insert "the Department of Fish and Game, cities,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Joint Resolution No. 4—Relative to the conversion of sea water.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Joint Resolution No. 4?

Amendment No. 1

On page 1 of the printed measure, strike out lines 18 and 19, and insert "the United States to expedite without delay, current studies of means of economically con-".

The roll was called, and the Senate concurred in Assembly amendment to Senate Joint Resolution No. 4 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Above resolution ordered enrolled.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 192—An act to amend Section 11041 of the Insurance Code, relating to fraternal benefit societies.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 192?

Amendment No. 1

On page 1, line 18, of the printed bill, after "members", strike out "family, including the member, the member's".

Amendment No. 2

On page 1, line 19, after "spouse", strike out "and", insert a comma, and after "children", insert "and minor grandchildren".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 192 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McBride, McCarthy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, and Thompson—23.

NOES—None.

Above bill ordered enrolled.

Senate Bill No. 138—An act to amend Sections 181 and 200 of, and to add Section 207.9 to, the Agricultural Code, relating to animal diseases and quarantine.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 138?

Amendment No. 1

On page 2, line 7, of the printed bill, after "places", insert "where livestock is held for the purpose of immediate slaughter".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 138 by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—25.

NOES—None.

Above bill ordered enrolled.

MOTIONS TO RECONSIDER

Assembly Bill No. 583—An act to amend Section 1101 of the Agricultural Code, relating to egg standards.

Motion to Reconsider Assembly Bill No. 583

Pursuant to his motion previously made, Senator Beard moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 583 was refused passage.

The roll was called, and Assembly Bill No. 583 reconsidered by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—27.

NOES—None.

Request for Unanimous Consent

Senator Beard asked for, and was granted, unanimous consent to take up Assembly Bill No. 583, at this time, for consideration.

CONSIDERATION OF ASSEMBLY BILL NO. 583

Assembly Bill No. 583—An act to amend Section 1101 of the Agricultural Code, relating to egg standards.

Bill read third time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1 of the title of the printed bill, strike out "Section 1101", and insert "Sections 1101 and 1102.1".

Amendment No. 2

On page 2, after line 34, insert

"Sec. 2. Section 1102.1 of said code is amended to read:

1102.1. The tolerances for eggs in any container or bulk lot as determined by count, of the quality grades "Grade AA," "Grade A" and "Grade B," shall be as follows:

(a) "Grade AA": Eggs of this grade may contain 5 percent of eggs which are not sound; and 10 percent of the eggs may be of the quality "Grade A."

(b) "Grade A": Eggs of this grade may contain 5 percent of eggs which are not reasonably clean or sound; 10 percent of the eggs may be of the quality "Grade B."

(c) "Grade B": Eggs of this grade may contain 15 percent of eggs which are not reasonably clean or sound or of Grade C; provided, that the total percentage of Grade C eggs shall not exceed 5 percent.

No part of the tolerances for eggs provided in this section shall be allowed for eggs with the shell cracked to the extent that the contents of the eggs exude to the outside surface of the shell."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

REQUEST FOR UNANIMOUS CONSENT TO BE EXCUSED

At 4.38 p.m., Senator Beard asked for, and was granted, unanimous consent to be excused to attend an Assembly committee meeting.

SECOND READING OF SENATE BILLS

Senate Bill No. 477—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a state commission on fair employment practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Labor:

Amendment No. 1

In line 2 of the title of the printed bill, after "of", insert ", and to amend Section 56 of,".

Amendment No. 2

On page 2, line 20, strike out the comma.

Amendment No. 3

On page 2, between lines 35 and 36, insert

"'Employer' does not include a person with respect to the person's employment of agricultural workers residing on the land where they are employed as farm workers."

Amendment No. 4

On page 2, line 38, after "home", insert "; and it does not include agricultural workers residing on the land where they are employed as farm workers'".

Amendment No. 5

On page 2, line 42, strike out "hereby created a", and insert "in the Division of Fair Employment Practices the".

Amendment No. 6

On page 3, between lines 5 and 6, insert

"The Governor shall also appoint a Chief of the Division of Fair Employment Practices, who shall be the principal executive officer of the commission."

Amendment No. 7

On page 3, strike out lines 6 to 10, inclusive, and insert

"1416. Each member of the commission shall serve without compensation but shall receive fifty dollars (\$50) for each day actually spent in the performance of his duties under this part and shall also be".

Amendment No. 8

On page 3, line 51, strike out "and in specific instances".

Amendment No. 9

On page 4, strike out lines 2 and 3, and insert "zens, serving without pay."

Amendment No. 10

On page 4, lines 39 and 40, strike out "discriminatory", and insert "unlawful".

Amendment No. 11

On page 4, line 41, strike out "discriminatory", and insert "unlawful".

Amendment No. 12

On page 5, between lines 13 and 14, insert

"No accusation may be filed after the expiration of one year from the date upon which the alleged unlawful employment practice or refusal to co-operate occurred; except that this period may be extended for not to exceed 90 days following the expiration of that year, if a person allegedly aggrieved by an unlawful employment

practice first obtained knowledge of the facts of the alleged unlawful employment practice after the expiration of one year from the date of their occurrence."

Amendment No. 13

On page 6, between lines 7 and 8, insert

"Any order issued by the commission shall have printed on its face references to the provisions of the Administrative Procedure Act which prescribe the rights of appeal of any party to the proceeding to whose position the order is adverse."

Amendment No. 14

On page 6, line 36, after the comma, insert "color,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 15

On page 6, after line 46, insert

"SEC. 2. Section 56 of said code is amended to read:

56. The work of the department shall be divided into at least [eight] *nine* divisions known as the Division of Industrial Accidents, the Division of Industrial Safety, the Division of Housing, the Division of Labor Law Enforcement, *the Division of Fair Employment Practices*, the Division of Industrial Welfare, the Division of Labor Statistics and Research, the Division of Apprenticeship Standards, and the State Compensation Insurance Fund."

Amendments read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 477

Senator McBride moved that Senate Bill No. 477 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 686—An act to amend Section 257 of the Vehicle Code and to amend Section 12512 of, and to amend and renumber Section 12654 of, the Vehicle Code as proposed by Assembly Bill No. 5, relating to motor vehicle operator's age limits.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 676—An act to add Section 12150.5 to the Fish and Game Code, relating to hunting accidents.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 450—An act to amend Section 2353 of the Fish and Game Code, relating to the importation of fish and game.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 4, of the printed bill, after "and", insert ", if taken under the authority of a sport fishing or hunting license, legally".

Amendment No. 2

On page 1, line 13, after "and", insert ", if taken under the authority of a sport fishing or hunting license, legally".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 573—An act to amend Section 1052 of the Fish and Game Code, relating to licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "or fishing".

Amendment No. 2

On page 1, line 8, after "(c)", insert

"Use, while fishing, any license or license stamp not lawfully issued to him. (d)".

Amendment No. 3

On page 1, line 9, strike out "(d)", and insert "(e)".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 305—An act to amend Section 374.5 of the Vehicle Code, and to amend Section 5003 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to license plates.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 374.5 of the Vehicle Code, and to".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "374.5 of the Vehicle Code", and insert "5003 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 3 through 22, inclusive; and on page 2, strike out lines 1 through 10, inclusive.

Amendment No. 5

On page 2, lines 14 and 15, strike out "or violation of state or local traffic laws or regulations".

Amendment No. 6

On page 2, line 17, after "court.", insert "In the event of an inquiry by a county sheriff, city chief of police, or judge of any court relating to such exempt vehicle in connection with an alleged violation of state or local traffic laws, the department shall notify the supervisor of the person to whom the vehicle was assigned of the inquiry and the alleged violation and shall notify the inquiring official that this has been done without disclosing the name of the person involved."

Amendment No. 7

On page 2, strike out lines 18 through 22, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 681—An act to add Section 146.3 to the Vehicle Code and to add Section 4014 to the Vehicle Code as proposed by

Assembly Bill No. 5, relating to the registration of vehicles by servicemen.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

On page 1, lines 1 and 2 of the title of the printed bill, strike out "146.3 to the Vehicle Code and to add Section 4014", and insert "6705".

Amendment No. 2

On page 1, strike out lines 1 through 20.

Amendment No. 3

On page 2, strike out lines 1 and 2 and insert

"SECTION 1. Section 6705 is added to the Vehicle Code as proposed by Assembly Bill No. 5, to read:

6705. Any person who enters California for the purpose of establishing or re-establishing residence or accepting gainful employment following his discharge from the Armed Forces of this Country may operate any noncommercial vehicle owned by him at the time of his discharge and registered to him in a state where his military orders required his presence without registering the vehicle in this State until the expiration of the registration period current at the time of his discharge and entrance into California."

Amendment No. 4

On page 2, strike out lines 3 through 7.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 757—An act to add Section 16864 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to fire extinguishers carried on school buses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, line 6, of the printed bill as amended in Senate March 16, 1959, before "any", insert "the National Board of Fire Underwriters or".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 246—An act to amend Section 2137.1 of the Business and Professions Code, relating to persons authorized to practice medicine in state institutions.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 481—An act to amend Section 2815 of the Business and Professions Code, relating to the practice of nursing.

Bill read second time, ordered engrossed, and to Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 623—An act to amend Sections 8026 and 8029 of the Elections Code, relating to the recount of ballots for congressional and legislative offices.

Bill read second time, and ordered to third reading.

Assembly Bill No. 707—An act to amend Sections 27 and 29 of the Streets and Highways Code, relating to maintenance and construction of highway facilities.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 721—An act to amend Section 8695 of the Fish and Game Code, relating to gill nets.

Bill read second time, and ordered to third reading.

Assembly Bill No. 994—An act to add Section 8397 to the Fish and Game Code, relating to squid, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 393—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Bill read second time, and ordered to third reading.

Assembly Bill No. 187—An act to amend Section 12 of Chapter 1971 of the Statutes of 1957 and Section 325 of the Fish and Game Code, relating to deer.

Bill read second time, and ordered to third reading.

Assembly Bill No. 125—An act to amend Sections 3036 and 7151 of the Fish and Game Code, relating to licenses for disabled veterans.

Bill read second time, and ordered to third reading.

Assembly Bill No. 71—An act to amend Section 8152 of the Fish and Game Code, relating to sardines, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 177—An act to amend Section 7108 of the Business and Professions Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "Reasonable overhead", and strike out lines 11 and 12.

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 181—An act to amend Section 2733.5 of the Business and Professions Code, relating to temporary permits for nurses.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 67—An act to amend Section 3509 of the Fish and Game Code, relating to training dogs.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1 of the printed bill, strike out lines 7 to 9, inclusive, and insert "if the birds, other than".

Amendment No. 2

On page 1, line 10, strike out "injured.", and insert "injured:

(a) Between July 1st and March 31st anywhere in the State.

(b) At any other time in that area designated as Zone B in Section 3276, on approval of the department."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 59—An act to add Section 1952.2 to the Code of Civil Procedure, relating to disposition of exhibits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cohey, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 169—An act to amend Section 104.6 of, and to add Section 104.10 to, the Streets and Highways Code, relating to the distribution of rentals from properties held for highway purposes.

Motion to Re-refer Senate Bill No. 169

Senator McBride moved that Senate Bill No. 169 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 209—An act to add Chapter 9 (commencing with Section 1151), to Part 3, of Division 2, of the Labor Code, relating to labor organizations.

Motion to Re-refer Senate Bill No. 209

Senator McBride moved that Senate Bill No. 209 be re-referred to Committee on Finance.

Motion carried.

Senate Joint Resolution No. 14—Relative to federal highway legislation.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cohey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 229—An act to amend Section 7717 of the Education Code, and amend Section 19581 of the Education Code as proposed by Senate Bill No. 2, relating to school district public works, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Miller.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 387—An act to add Section 4676 to the Education Code, and to add Section 2898 to the Education Code as proposed by Senate Bill No. 2, relating to the lapsation of school districts.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out lines 1 and 2, and insert "An act to add Section 2898 to the Education Code as enacted by the Legislature at its 1959 Regular Session,".

Amendment No. 2

In line 3 of the title, strike out "Bill No. 2,".

Amendment No. 3

On page 1, strike out lines 1 through 17, inclusive.

Amendment No. 4

On page 2, line 1, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 5

On page 2, strike out line 2, and insert "enacted by the Legislature at its 1959 Regular Session to read:".

Amendment No. 6

On page 2, line 10, after the period, insert "The attendance of pupils in high schools in an adjoining state pursuant to Section 10810 shall be deemed for the purposes of this section to be in high schools established and maintained by the unified district."

Amendment No. 7

On page 2, strike out lines 18 to 23, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 263—An act to add Section 55336 to the Water Code, relating to the sale of surplus water by county waterworks districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cobey, Collier, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 9—Relative to public inspection of crop allotment records in the State of California.

Resolution read, and presented by Senator Cobey.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 748—An act to amend Section 801.5 of the Agricultural Code, relating to sale of grapes.

Bill read third time, and presented by Senator Shaw.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cobey, Collier, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 752—An act to amend Sections 24507, 24908, 26241, 26653, and 27281 of, and to add Sections 25057, 25841.5, 25845, 25846, 25847, 25848, 25849, 25904, 26210.5, 26403, 26404, 26405, 26406, 26657, and 26658 to, and to add Article 7 (commencing at Section 26351) to Chapter 7 of Part 1 of Division 10 of, and Article 3 (commencing at Section 27291) to Chapter 10 of Part 1 of Division 10, and Chapter 10.5 (commencing at Section 27401) to Part 1 of Division 10 of, the Public Utilities Code, and to amend Sections 13006, 13507, 14280, 14752, and 15030, and to add Sections 13656, 14065.5, 14069, 14070, 14071, 14072, 14073, 14128, 14259.5, 14502, 14503, 14504, 14505, 14756, and 14757 to, and to add Article 7 (commencing at Section 14390) to Chapter 7 of Part 1 of Division 5, and Article 3 (commencing at Section 15035) to Chapter 10 of Part 1 of Division 5, and Chapter 10.5 (commencing at Section 15050) to Part 1 of Division 5 of the Public Districts Code as proposed by Assembly Bill No. 908, relating to the transit districts in the Counties of Alameda and Contra Costa, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Miller.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cobey, Collier, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES.—Senators Arnold, Beard, Berry, Brown, Byrne, Cobey, Collier, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—28.

NOES.—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 324.—An act to amend Section 263 of the Revenue and Taxation Code, relating to the welfare exemption in its application to hospitals, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Burns.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES.—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES.—None.

The roll was called, and the bill passed by the following vote:

AYES.—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES.—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Byrne:

Senate Resolution No. 63

Relative to an interim study by the Joint Interim Legislative Committee on Agricultural and Livestock Problems of dairy and milk plant inspection fees and inspection practices for market milk.

WHEREAS, California is recognized for the high quality of milk produced on its farms and the healthfulness of the milk and dairy products available to its citizens; and

WHEREAS, The dairy industry and the State have long recognized that quality products and safe products are necessary in the public interest; and

WHEREAS, Our dairy and milk plant inspection standards and regulations are rated among the highest in the United States; and

WHEREAS, Even though our standards are among the highest in the United States, there have developed over the years, certain practices which do not make for the highest efficiency in carrying out the program for dairy and milk plant inspection for market milk; and

WHEREAS, There have also developed numerous methods of paying the costs of inspection which methods produced certain inequities; and

WHEREAS, The various segments of the dairy industry, the county public health officers, and the State Department of Agriculture have been working together for over a year surveying the problem areas and practices with the objectives in mind of eliminating as nearly as is practicable, any confusion and inefficiency that might exist and of developing an equitable method of paying for the dairy inspection services rendered; and

WHEREAS, Some legislation has been introduced at this 1959 Session of the Legislature which will, if enacted, alleviate some of the problems, but there still remain many problems relating to milk inspection fees and services which have not been satisfactorily solved; now, therefore, be it

Resolved by the Senate of the State of California, That the Joint Interim Committee on Agriculture and Livestock Problems is requested to conduct a study of dairy and milk plant inspection fees and inspection practices for market milk, and to report thereon to the Legislature, including its recommendations as to needed legislation; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the chairman and to the members of the committee.

Resolution read, and referred to Committee on Agriculture.

By Senator Rodda:

Senate Resolution No. 64

Relative to the commending and congratulating of Charles M. Goethe

WHEREAS, March 28, 1959, will mark the eighty-fourth birthday in the brilliant career of Charles M. Goethe; and

WHEREAS, Mr. Goethe, while eminently successful in his chosen occupation in the banking and real estate fields, will always be best remembered for his humanitarian interests; and

WHEREAS, As a naturalist, Mr. Goethe championed the saving of this Country's natural beauty spots and aided in the establishment of the National Park System and wildlife refuges; and

WHEREAS, As a scientist, Mr. Goethe has pursued his studies in the Arctic and Antarctic, the jungles of Malaya and South America, the deserts of Africa and America, and in the mountains of the Andes, Rockies, Sierra, Appalachians and Alps; and

WHEREAS, For education, Mr. Goethe and his wife, the late Mary Glide Goethe, have given more than 250 scholarships and have supplied over 2,000 schools with nature study materials; and

WHEREAS, For children, Mr. Goethe was instrumental in establishing the playground system, setting up model playgrounds in this country and in the Orient; and

WHEREAS, His interest in eugenics, genetics and human genetics led to the founding of a magazine and the establishment of a new science; now, therefore, be it

Resolved by the Senate of the Legislature of the State of California, That the members of this body take the occasion of the eighty-fourth birthday of Charles M. Goethe to pay tribute to a career devoted to mankind, and, with the knowledge that his contributions to society are beyond repayment, offer their best wishes for the future; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit a suitably prepared copy of this resolution to Charles M. Goethe.

Resolution read, and unanimously adopted on motion by Senator Rodda.

By Senator Miller:

Senate Resolution No. 65

Relating to examination, by the Department of Finance, of the financial affairs of the several state colleges

Resolved by the Senate of the State of California, That the Department of Finance is directed to undertake, immediately, a comprehensive examination of the financial affairs of the several state colleges, particularly with respect to the source, maintenance, and use or disposition of funds, whether maintained on campus or off campus, which are in any way devoted to activities connected, directly or indirectly, with the operation or affairs of the colleges, and any like funds or other funds in the administration or control of which state college presidents are participating or have participated on the basis of their official capacities as state college presidents; and be it further

Resolved, That the Department of Finance prepare and submit to the Legislature at the 1961 Regular Session, a report of its findings in the investigations authorized by this resolution; and be it further

Resolved, That the Department of Finance prescribe such rules and regulations as it may deem necessary and as are authorized by law to govern the administration of the funds which are the subject of this resolution.

Resolution read, and referred to Committee on Education.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1049: By Senator Johnson—An act to amend Section 8361 of the Water Code, relating to the Sacramento River Flood Control Project.

Referred to Committee on Water Resources.

Senate Bill No. 1050: By Senator Gibson—An act to amend Sections 74842, 74843, and 74845 of the Government Code, relating to the municipal court established in a district embracing the City of Vallejo.

Referred to Committee on Local Government.

Senate Bill No. 1051: By Senator Farr (Co-authored by Assemblyman Pattee)—An act to make an appropriation for acquisition of real property as additions to the Custom House Historical Monument in the City of Monterey.

Referred to Committee on Finance.

Senate Bill No. 1052: By Senator Richards—An act to amend Section 932 of the Penal Code, relating to grand juries.

Referred to Committee on Judiciary.

Senate Bill No. 1053: By Senator Richards—An act to create a flood control district to be called "Antelope Valley Flood Control District"; to provide for the control and conservation of flood, storm and other waters, and for the protection of harbors, waterways, public highways and property in said district from damage from such waters, and for the construction of works and the acquisition of property therefor; to authorize the incurring of indebtedness, and the voting, issuing and selling of bonds, and the levying and collecting of taxes by said district; to provide for the government and control of said district, and to define the powers and duties of the officers thereof.

Referred to Committee on Local Government.

Senate Bill No. 1054: By Senator Richards—An act to add Sections 2g and 2h to the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), relating to the powers of the Los Angeles County Flood Control District.

Referred to Committee on Local Government.

Senate Bill No. 1055: By Senators O'Sullivan and Shaw—An act to add Section 1885 to the Code of Civil Procedure, relating to interpreters for deaf parties in civil and criminal actions and proceedings, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 1056: By Senator Dolwig—An act to amend Sections 943 and 960.4 of the Streets and Highways Code, relating to the powers of county boards of supervisors in connection with county highways.

Referred to Committee on Transportation.

Senate Bill No. 1057: By Senator Teale—An act to add Section 4601.5 to the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1058: By Senator Montgomery—An act to amend Section 14376 of the Education Code, as enacted by the Legislature at

its 1959 Regular Session, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1059: By Senator Burns—An act to add Sections 2163.9, 3048 and 4167 to the Welfare and Institutions Code, relating to property of public assistance recipients.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1060: By Senators Burns and Miller—An act to add Sections 1323, 1774.1, 1774.2, and 1774.3 to the Government Code, relating to appointments by the Governor.

Referred to Committee on Rules.

Senate Bill No. 1061: By Senator Burns—An act to amend Sections 72 and 73 of the Streets and Highways Code, relating to abandonment and relinquishment of state highways.

Referred to Committee on Transportation.

Senate Bill No. 1062: By Senators Thompson and Erhart—An act to add Sections 2300.1, 2300.2, 2300.3, and 2300.4 to, and to amend Section 2301 of, the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons.

Referred to Committee on Institutions.

Senate Bill No. 1063: By Senators Miller, Arnold, and McCarthy—An act to add Section 23611 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges.

Referred to Committee on Education.

Senate Bill No. 1064: By Senators Miller, Arnold, Montgomery, Collier, and McCarthy—An act to add Section 24205.2 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state college presidents.

Referred to Committee on Education.

Senate Bill No. 1065: By Senators Miller, Arnold, Montgomery, Collier, and McCarthy—An act to add Section 24054 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to audit of state college funds.

Referred to Committee on Education.

Senate Bill No. 1066: By Senators McCarthy, O'Sullivan, Slattery, Collier, Thompson, Beard, Stiern, Farr, Dolwig, McBride, Short, Miller, Cobey, Gibson, Fisher, Richards, Christensen, Byrne, Brown, Burns, Regan, Teale, Rodda, McAteer, Erhart, Rattigan, and Arnold—An act to amend Sections 11554, 11557, and 11559 of the Government Code, relating to the salaries of state officers.

Referred to Committee on Governmental Efficiency.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 720

Senator Burns moved that Assembly Bill No. 720 be withdrawn from Committee on Governmental Efficiency, and re-referred to Committee on Natural Resources.

Motion carried.

MOTION TO PRINT HANDBOOK

Senator Burns moved that if the Assembly is not ready to have their part of the Legislative Handbook printed by Monday, March 30, 1959, that the Secretary of the Senate is hereby authorized to have the Senate part printed as a separate publication.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 246

Senate Bill No. 676

Senate Bill No. 481

Senate Bill No. 686

And reports the same correctly engrossed.

BURNS, Chairman

ADJOURNMENT

At 4.31 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, March 26, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SECOND LEGISLATIVE DAY

FIFTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, March 26, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—34.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Search us, O God, this day and cleanse us from the sins that killed the best that life has known, for it was hate, avarice, greed and bigotry that put Jesus on the cross. Help us to see beyond this tragedy that the good life that was in Him is imperishable, that "Calvary and Easter Day, earth's darkest day and brightest day, were just three days apart." May this be a day of soul searching and dedication to all that makes for the good life. **AMEN.**

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Coombs, on motion of Senator Johnson, due to illness.

Senator Murdy, on motion of Senator Johnson, due to illness.

Senator Teale, on motion of Senator Arnold, due to legislative business.

Senator Williams, on motion of Senator Dilworth, due to illness.

Senator Hollister, on motion of Senator Christensen, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Pandora Hollister, Mrs. James A. Evans, and Mrs. Josephine Frankel, of Los

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hope Cobey, his daughter, of Merced, and Sheila McMahon of Sacramento.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to his children, Kathleen, Kevin, and Deborah O'Sullivan, of Williams, and Mike Kibby of Hamilton City.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Earl E. Beck and daughters Katherine, Barbara, and Patricia, of Bakersfield.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mike Hall, Sandy Ford, and Rev. George Nishikawa, of Sacramento; Reverend Horikoshi of Florin, and Dr. Takuo Matsumoto of Tokyo, Japan.

On request of Senators Rodda and Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. R. A. Gleason and daughters, Allyce and Laura, of West Sacramento.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Adrian Bennett of Carmel, Bruce Jones of Salinas, and Tom Adecock of Alisal.

On request of Senators Farr and Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Al Fuller of Santa Cruz.

On request of Senators Farr and Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Tobola of Shell Beach.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jean Brashear of Alta Loma, and Marie George of Fontana.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alfred H. Albietz and children, Janet and Bobby, and Mrs. Frederick C. Draemel and children, Margaret, Dean and Bob, all of Concord.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Larry Donohue and Sam Brown of Seattle, Washington; Mike Desmond of Sacramento, and Chuck Schmitz of Salem, Oregon.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. F. Gene Dixon and son, Don Dixon, of San Mateo.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Swift Berry, Bill Berry, Johnnie Berry, Miss Sandra Winje, and Miss Bonnie Chaix, of Placerville.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mildred Campbell, librarian, and the following students of the Thomas Downey High School, Modesto: Mary Jane Armstrong, Sheryl Armstrong, Alma Hough, Sharon Mabry, and Joan Moss.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Helen Cahill, June Foote, and Carol Kittell, adults, and the following members of Girl Scout Troop No. 222, of the Garfield Junior High School, Berkeley: Julie Albrecht, Marie Bradfield, Suzanne Cahill, Jean Carpenter, Sandra Clark, Barbara Drop, Karen Packrell, Joyce Fambry, Nancy Foote, Heidi Hinshaw, Glenda Irwin, Susan Johnson, Christy Kittell, Roseann Wallace, Sarah Wasley, Danile Wueste, and Jenene Young.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Eloise Poertner, Mrs. Josephine Best, and Mrs. Dorothy Lundquist, adults, and the following members of Girl Scout Troop No. 276, of Fairview School, Lafayette: Christine Bergren, Margaret Best, Teresa Bruner, Leslie Cave, Susan Holman, Peggy Hoyt, Kathy Keith, Marsha Kennedy, Lynn London, Teddi Lundquist, Yvonne Mancini, Penny Martin, Sally Peckenham, Susan Peckenham, Susan Pennell, Kathy Phillips, Barbara Jo Poertner, Lynn Ann Rutherford, and Adrienne Spencer.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Dyer, leader; Mrs. R. W. Barron, assistant leader, and the following students of Fairview Junior High School, Lafayette: Lynda Barron, Nancy Blodgett, Pat Byrne, Gwynn Crouse, Penny Dyer, Susan Easton, Kathy Funk, Carolyn Hernandez, Diane Hollister, Sarah Lippold, Gail Mercier, Mary Newy, Susan Pulford, Margaret Stacey, Sharon Stutz, and Pat Vincent.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. T. Voight, Mrs. Hallin, Mrs. J. Faoro, Mr. and Mrs. H. L. Horder, and Mr. Lyle Keller, adults, and the following students of Rincon Valley 4-H Club, Santa Rosa: Kathy Uehlinger, John Haen, Phyllis Hallin, Linda Cate, Susan Anderson, Joan Schwartzler, John Schwartzler, Alan Proctor, Cathy Carter, Marilyn Emenegger, Robert Ferroggiaro, Gary Schwarz, Cherie Boyle, Cathy Boyle, Sharon Graham, Laurie Faoro, Jeanne Faoro, Jim Faoro, Eddie Vinci, Kathy Fisher, Robert Fisher, Florence Snider, Jayna Trafford, Eileen Widdifield, David Widdifield, Martha LeGault, Lana Tuft, Nicki Baldi, Mary Nelligan, Kathy Panas, Donna Laumann, Linda Robertson, Linda Horder, John Horder, Carmen Gentry, Michael Haen, and Lathy Lawson.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mildren Evenson, leader, Doris Simpson and Ruth Carter, coleaders, and the following members of Brownie Troop No. 552, Pope Avenue School, Arcade School District: Rosie Alderson, Wendy Baker, Marcia Brown, Deanna Carter, Martha Clemo, Linda Cypert, Janis Englert, Winifred Estrada, Sandra Evenson, Joann Hauge, Mareen Knedel, Diana Marriott, Elaine Martin, Jean Simpson, Jeannie Sumpter, and Carolyn Swanson.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Jeannine Owens, Mildred Green, and Omega Rodgers, adults, and the following students of the Noralto School, North Sacramento: Elmina Aserador,

Donna Babcock, Diane Green, Kathryn Green, Connie Harris, Carlin Haws, Toni Jensen, Marie Kitchens, Noreen Miller, Cheryl Owens, Toni Poore, Roy Rodgers, Dee Rose, Sharon Shafer, and Sharla Uman.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. W. R. Burfeind of Los Angeles.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Maxwell Powers of Oakland.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Marcia White and Sylvia Short of Stockton.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marjorie Elliassen, Garth Elliassen, and Jim McAllister, of Monterey; Clifton Ferris and Robert Ferris of Woodland, and Jai Chand of the Fiji Islands.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
STATE CAPITOL, SACRAMENTO, March 13, 1959

Hon. Glenn M. Anderson
President of the Senate

Hon. Ralph M. Brown
Speaker of the Assembly

GENTLEMEN: Pursuant to the provisions of Chapter 1573, Statutes of 1951, the Department of Finance submits herewith its annual report to the Legislature on surplus state-owned lands.

On August 27, 1958, the Department of Finance sent instructions to all land-holding state agencies under the subject "Annual Inventory and Report of Excessive State Lands." These instructions read in part as follows:

"Government Code Section 11011 requires all state agencies to submit an annual report of lands that are in excess of foreseeable needs.

"Each agency should make a thorough review of the state lands under its jurisdiction and submit a written statement that all lands owned by the agency have been checked. The statement should also list those lands that are excess, or should state that there are no excess lands."

In response to the above, 10 parcels comprising approximately 493 acres have been submitted by various agencies as being surplus to their foreseeable needs. These properties have an estimated value of \$1,500,000 and are described in detail in the body of this report. It is recommended that legislation to sell, exchange, or otherwise dispose of these parcels be enacted at the 1959 Session. The Department of Finance has caused Senate Bill No. 589 to be introduced for this purpose.

Since the beginning of the surplus property program established by Chapter 1573, the Department of Finance has sold approximately 1,996 acres of property under specific legislative authority and the property returned to the local tax rolls, with the exception of a few parcels that were sold to property tax-exempt agencies, such as local municipalities. The total revenue received by the State as a result of these sales has amounted to \$2,161,090. Supplement "A" to this report describes in detail those properties disposed of during the period 1957-58 for a total consideration of \$266,590.

Not directly related to the surplus property program were several transactions negotiated by the Property Acquisition Division of this department. These transactions involved the transfer of surplus properties between state agencies. Supplement "B" describes in detail such transfers.

Presently held as surplus by the Department of Finance but not yet sold are properties valued at approximately \$4,235,910. The current status of these lands is shown in Supplement "C" of this report.

Yours very truly,

BERT W. LEVIT, Director of Finance

Enc.

Report ordered filed with the Secretary of the Senate.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 92
Assembly Bill No. 262
Assembly Bill No. 888

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, March 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 91
Senate Bill No. 155

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, March 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 9

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, March 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 14

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Joint Resolution No. 14—Relative to civil defense.
Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 614
Assembly Bill No. 660
Assembly Bill No. 756
Assembly Bill No. 816
Assembly Bill No. 880
Assembly Bill No. 914
Assembly Bill No. 945
Assembly Bill No. 1034

Assembly Bill No. 1066
Assembly Bill No. 1178
Assembly Bill No. 1196
Assembly Bill No. 1200
Assembly Bill No. 1357
Assembly Bill No. 1512
Assembly Bill No. 1513

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 614—An act to amend Section 11005 of, and to add Section 11005.6 to, the Revenue and Taxation Code, relating to allocations to counties from the Motor Vehicle License Fee Fund.

Referred to Committee on Transportation.

Assembly Bill No. 660—An act to amend Sections 6440, 6441, 6442, 6443, 6446, 6447, 6460, 6461, 6462, 6463 and 6500 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 756—An act to amend Section 24200 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 816—An act to amend Sections 16305.5 and 16480 and to repeal Section 16305.6 of the Government Code, relating to money in treasury trust accounts and the investment thereof.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 880—An act to add Section 1773.3 to the Labor Code, relating to prevailing wage rates.

Referred to Committee on Labor.

Assembly Bill No. 914—An act to amend Sections 7231, 7232, 7235, 7236, and 7239 of, and to add Sections 7231.1 and 7240 to, the Education Code, and to amend Sections 20201, 20202, 20205, 20206, and 20209 of, and to add Sections 20201.1 and 20210 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to junior college tuition, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 945—An act to amend Section 3332 of the Welfare and Institutions Code, relating to the administration and use of the California Industries for the Blind Manufacturing Fund.

Referred to Committee on Institutions.

Assembly Bill No. 1034—An act to amend Section 1203.4 of the Penal Code, relating to the release from penalties and disabilities of a person who has completed probation.

Referred to Committee on Judiciary.

Assembly Bill No. 1066—An act to amend Section 12025 of the Education Code, and Section 13101 of the Education Code as proposed by Senate Bill No. 2, relating to accreditation of teacher training institutions.

Referred to Committee on Education.

Assembly Bill No. 1178—An act to add Article 8 (commencing at Section 10251) to Chapter 4 of Division 8 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the disposal of old high school textbooks.

Referred to Committee on Education.

Assembly Bill No. 1196—An act to amend Sections 4703, 4704, 4705, 4706, 4707, 4708, 4709, 4710, 4711, and 4713 of, and to add Sections

4702.5 and 4713.5 to, the Revenue and Taxation Code, relating to the distribution of property tax levies and assessments.

Referred to Committee on Local Government.

Assembly Bill No. 1200—An Act to amend Section 44.1 of the Vehicle Code, and to amend Section 205 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the definition of "Authorized Emergency Vehicle."

Referred to Committee on Transportation.

Assembly Bill No. 1357—An act to amend Section 21809 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to bonds of school districts.

Referred to Committee on Local Government.

Assembly Bill No. 1512—An act to amend Section 9740 of the Government Code, relating to compilation of legislative manual.

Referred to Committee on Rules.

Assembly Bill No. 1513—An act to amend Section 9020 of the Government Code, relating to the Legislature; the members, officers, and employees thereof.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 576

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 576

Senator McCarthy moved that Senate Bill No. 576 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 576—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 30001, 30001.5, 30001.7, 30750.5, 30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of

Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 16, 1959, strike out lines 5 and 6 and insert "the world, with the full utilization of its transportation and port facilities has been hampered and".

Amendment No. 2

On page 2, strike out lines 13 to 15, inclusive, and insert "ment, and extension of transportation and port facilities in the San Francisco Bay area and, further, that the development of transportation and port activities in the San Francisco Bay".

Amendment No. 3

On page 2, line 18, after "co-ordinate", strike out "the".

Amendment No. 4

On page 2, strike out lines 20 and 21 and insert "tralized organization, certain transportation and port facilities, and produce the efficiency, co-ordination and improve-".

Amendment No. 5

On page 3, strike out lines 6 to 20, inclusive, and insert

"67035. "Facilities" means:

- (a) Bridges and other crossings,
- (b) Harbor and port facilities,
- (c) Airports, including facilities for seaplanes and helicopters, together with appurtenant warehouses, docks, terminals (including bus and other vehicular terminals), wharves, piers, spur tracks, railroad facilities, recreation facilities, approaches, parks, parkways, equipment and vehicle parking places, other access facilities and any and all other incidental properties or concessions useful or necessary to any of the foregoing facilities."

Amendment No. 6

On page 3, strike out lines 45 and 46 and insert "of California, and in carrying out its corporate purpose as provided in this act, will be performing an essential governmental function. The powers".

Amendment No. 7

On page 4, line 48, strike out "at large".

Amendment No. 8

On page 4, lines 49 to 51, inclusive, strike out "and the Counties of Marin, San Mateo, Santa Clara and Sonoma".

Amendment No. 9

On page 5, line 1, strike out "at large".

Amendment No. 10

On page 5, lines 2 and 3, strike out "Counties of Alameda, Contra Costa, Napa and Solano", and insert "County of Alameda".

Amendment No. 11

On page 5, between lines 3 and 4, insert

"(1) One representative at large appointed by the Governor to represent the Counties of Del Norte, Mendocino, Napa and Sonoma to serve until such time as the outstanding general obligations of the Golden Gate Bridge and Highway District are matured and paid.

67063.5. Any county which, after the effective date of Section 1 of this act, reaches a population of 800,000 inhabitants, by official United States census, and which has within its boundaries a facility of the authority shall be entitled to an additional representative on the board of commissioners. Such additional representative shall be appointed by the board of supervisors of such county in the same manner as provided in Section 67064."

Amendment No. 12

On page 5, line 26, strike out " , except that", and strike out lines 27 and 28, and insert a period.

Amendment No. 13

On page 5, line 30, after the period, insert "A commissioner may be removed from office for cause following a public hearing by the official or body appointing him."

Amendment No. 14

On page 6, lines 42 and 43, strike out "in the San Francisco Bay area", and insert "in the county or city and county from which he was appointed".

Amendment No. 15

On page 6, strike out lines 44 to 46, inclusive, and insert "elected public office or full-time employment with any public agency, and no commissioner shall hold office for more than two full terms."

Amendment No. 16

On page 6, line 50, after the period, insert "Upon the County of Napa or the County of Sonoma reaching a population of 100,000 inhabitants, by official United States census, such county shall be entitled to a full vote."

Amendment No. 17

On page 8, strike out lines 43 to 45, inclusive, and insert "67078. Members of the board representing a majority of the total number of votes of all the members shall constitute a quorum for the transaction of business and may act for the board."

Amendment No. 18

On page 8, strike out lines 49 to 51, inclusive, and insert "rules and regulations as the board may adopt."

No toll rates shall be fixed or changed, nor shall any construction project exceeding one hundred thousand dollars (\$100,000) in estimated cost be initially authorized, except after a public hearing, pursuant to such rules, regulations and notice requirement as the board may adopt."

Amendment No. 19

On page 9, lines 25 and 26, strike out "For the development of trade and commerce".

Amendment No. 20

On page 9, strike out lines 30 to 31, inclusive, and insert "kind and nature relating to facilities. It shall be the policy".

Amendment No. 21

On page 9, strike out lines 37 to 52, inclusive; and on page 10, strike out lines 1 to 35, inclusive, and insert

"67093. The authority may negotiate with, and may enter into a contract with, the San Francisco Port Authority for the lease or transfer to the authority of all of the facilities under the jurisdiction of the San Francisco Port Authority. No such negotiation shall commence until it has been authorized by a majority vote of the San Francisco Port Authority. The agreement may contain, among other things, such provisions as are deemed necessary or advisable by the San Francisco Port Authority, including, but not limited to, provisions for the following:

(a) For the refunding or retirement of any outstanding bonds, the proceeds of which have been applied to such facilities.

(b) For the guarantee of continued adequate service by the authority, and for the maintenance of satisfactory operating, maintenance, replacement, and improvement policies in connection with such facilities.

Such agreement, when negotiated, shall be submitted to the Legislature of the State of California for approval and shall not become effective until approved.

67094. The authority may negotiate with, and may enter into a contract with, the board of port commissioners and the City of Oakland for the lease or transfer to the authority of all existing harbor facilities and airport facilities of the City of Oakland. No such negotiation shall commence until it has been authorized by a majority vote of the board of port commissioners and by a majority vote of the City Council of the City of Oakland. The agreement may contain, among other things, such provisions as are deemed necessary or advisable by the board of port commissioners, including, but not limited to, provisions for the following:

(a) For the refunding or retirement of any outstanding bonds, the proceeds of which have been applied to such facilities.

(b) For the reimbursement of any or all tax funds expended by the City of Oakland or the board of port commissioners thereof in the development of such facilities.

(c) For the guarantee of continued adequate service by the authority, and for the maintenance of satisfactory operating, maintenance, replacement, and improvement policies in connection with such facilities.

67095. The authority may negotiate with, and may enter into a contract with, the City and County of San Francisco for the lease or transfer to the authority of the San Francisco International Airport located in San Mateo County. No such negotiation shall commence until it has been authorized by a majority vote of the Board of Supervisors of the City and County of San Francisco. The agreement may contain, among other things, such provisions as are deemed necessary or advisable by the Board of Supervisors of the City and County of San Francisco, including, but not limited to, provisions for the following:

(a) For the refunding or retirement of any outstanding bonds, the proceeds of which have been applied to such airport.

(b) For the reimbursement of any or all tax funds expended by the City and County of San Francisco in the development of such airport.

(c) For the guarantee of continued adequate service by the authority, and for the maintenance of satisfactory operating, maintenance, replacement, and improvement policies in connection with such airport.

67095.5. Notwithstanding the provisions of Sections 67093 to 67095, inclusive:

(a) The lease or transfer of the San Francisco Port Authority facilities and the harbor facilities of the Board of Port Commissioners of the City of Oakland shall be simultaneous, and no other marine facilities shall be acquired or constructed by the authority until such lease or transfer has been made.

(b) The lease or transfer of the San Francisco International Airport and the airport facilities of the City of Oakland shall be simultaneous, and no other airport facilities shall be acquired or constructed by the authority until such lease or transfer has been made.

67096. The authority may negotiate with, and may enter into a contract with, the City of Redwood City for the lease or transfer to the authority of the Port of Redwood City. No such negotiation shall commence until it has been authorized by a majority vote of the City Council of the City of Redwood City. The agreement may contain, among other things, such provisions as are deemed necessary or advisable by the City Council of the City of Redwood City, including, but not limited to, provisions for the following:

(a) For the refunding or retirement of any outstanding bonds, the proceeds of which have been applied to such harbor and port facilities.

(b) For the reimbursement of any or all tax funds expended by the City of Redwood City in the development of such facilities.

(c) For the guarantee of continued adequate service by the authority, and for the maintenance of satisfactory operating, maintenance, replacement, and improvement policies in connection with such facilities.

67097. The authority may negotiate with, and may enter into a contract with, the City of Richmond for the lease or transfer to the authority of the Port of Richmond. No such negotiation shall commence until it has been authorized by a majority vote of the City Council of the City of Richmond. The agreement may contain, among other things, such provisions as are deemed necessary or advisable by the City Council of the City of Richmond, including, but not limited to, provisions for the following:

(a) For the refunding or retirement of any outstanding bonds, the proceeds of which have been applied to such harbor and port facilities.

(b) For the reimbursement of any or all tax funds expended by the City of Richmond in the development of such facilities.

(c) For the guarantee of continued adequate service by the authority, and for the maintenance of satisfactory operating, maintenance, replacement, and improvement policies in connection with such facilities."

Amendment No. 22

On page 10, between lines 35 and 36, insert

"67097.5. The authority may negotiate with, and may enter into a contract with, the City of San Jose for the lease or transfer to the authority of the San Jose Airport. No such negotiation shall commence until it has been authorized by a majority vote of the City Council of the City of San Jose. The agreement may contain, among other things, such provisions as are deemed necessary or advisable by the City Council of the City of San Jose, including, but not limited to, provisions for the following:

(a) For the refunding or retirement of any outstanding bonds, the proceeds of which have been applied to such airport.

(b) For the reimbursement of any or all tax funds expended by the City of San Jose in the development of such airport.

(c) For the guarantee of continued adequate service by the authority, and for the maintenance of satisfactory operating, maintenance, replacement, and improvement policies in connection with such airport."

Amendment No. 23

On page 11, line 18, strike out "4.5", and insert "67099".

Amendment No. 24

On page 11, between lines 34 and 35, insert
"The authority shall become bound by and succeed to the rights, obligations, powers and duties of the California Toll Bridge Authority and the Department of Public Works relating to the use of revenues of the San Francisco-Oakland Bay Bridge and the construction of any San Francisco Bay crossing approved by the Legislature at the 1959 Regular Session to be financed from such revenues."

Amendment No. 25

On page 13, strike out lines 9 and 10, and insert "It may sell, lease or otherwise dispose of, at any time, any surplus materials or other real or personal property, including but not limited to rights-of-way) not needed for its requirements or".

Amendment No. 26

On page 14, line 46, strike out "commending", and insert "commencing".

Amendment No. 27

On page 15, line 5, after "facility", insert "(including all employees of the Division of San Francisco Bay Toll Crossings of the Department of Public Works)".

Amendment No. 27.5

On page 15, line 6, after "authority", insert "shall become employees of the authority and any such employees".

Amendment No. 28

On page 15, between lines 18 and 19, insert

"Prior to the acquisition of any facility, a public hearing shall be held, upon such notice as the authority deems necessary, at which the executive director of the authority shall report on the effect such acquisition will have upon the employees of the facility acquired."

Amendment No. 29

On page 15, between lines 48 and 49, insert

"67117.5. Whenever a majority of the employees employed by the authority in a unit appropriate for collective bargaining indicate a desire to be represented by a labor organization, the board, upon determining as provided in Section 67117.6 that said labor organization represents the employees in the appropriate unit, and the accredited representative shall bargain in good faith and make all reasonable efforts to reach agreement on the terms of a written contract governing wages, salaries, hours, working conditions and grievance procedures. In case of a dispute over the terms of a written contract governing wages, salaries, hours or working conditions, which is not resolved by negotiations in good faith between the board and the representatives of the employees, upon the agreement of both, the authority and the representatives of the employees may submit said dispute to the decision of the majority of an arbitration board, and the decision of a majority of such arbitration board shall be final. The arbitration board shall be composed of two representatives of the authority and two representatives of the labor organization, and they shall endeavor to agree upon the selection of a fifth member. If they are unable to agree, the fifth member shall be designated by the Secretary of the Judicial Council and shall be a person experienced in labor arbitrations. The expenses of such impartial arbitrator shall be provided half by the authority and half by the labor organization.

No contract or agreement shall be made with any labor organization, association, group or individual where such organization, association, group or individual denies membership on the grounds of race, creed or color; provided, such organization may preclude from membership any individual who advocates the overthrow of the government by force or violence.

67117.6. If there is a question whether a labor organization represents a majority of employees or whether the proposed unit is or is not appropriate, such matters shall be submitted to the State Conciliation Service for disposition. The State Conciliation Service shall promptly hold a public hearing and may, by decision, establish the boundaries of any collective bargaining unit and provide for an election to determine the question of representation. Provided, however, any certification of a labor organization to represent or act for the employees in any collective bargaining unit shall not be subject to challenge on the grounds that a new substantial question of representation within such collective bargaining unit exists until the lapse of one year from the date of certification or the expiration of any collective bargaining agreement, whichever is later."

Amendment No. 30

On page 16, line 5, strike out "any bridge or other highway crossing", and insert "any bridge, highway crossing or within any other facility".

Amendment No. 31

On page 16, lines 8 and 9, strike out "bridges or other highway crossings", and insert "bridges, highway crossings or other facilities".

Amendment No. 32

On page 16, line 11, strike out "bridge or other highway crossing", and insert "bridge, highway crossing or other facility".

Amendment No. 33

On page 16, lines 14 and 15, strike out "bridge, other highway crossing," and insert "bridge, highway crossing or other facility".

Amendment No. 34

On page 16, lines 15 and 16, strike out "bridge or other highway crossing", and insert "bridge, highway crossing or other facility".

Amendment No. 35

On page 16, strike out lines 20 to 24, inclusive, and insert "67120. The authority may designate employees who shall have the powers of peace officers in the performance of their duties in connection with facilities of the authority."

Amendment No. 36

On page 23, strike out line 47, and insert "or convenient for the development of transportation or port activities in".

Amendment No. 37

On page 24, between lines 16 and 17, insert "67211.5. No crossing across San Francisco Bay shall be constructed by the authority unless the governing body of each city or county at the termini of such crossing approves the location of the termini and approaches of such crossing."

Amendment No. 38

On page 24, line 35, after "this", insert "chapter".

Amendment No. 38.5

On page 24, between lines 37 and 38, insert "67213.1. Whenever the authority requires the relocation or removal of any pole, pole line, pipe, pipeline, conduit, cable, aqueduct or other structure or appurtenance thereto used for public or privately owned utility services, the authority shall pay the cost of such removal or relocation; provided, that the authority and any utility may by agreement provide for the respective amount of the cost of relocation or removal of any utility facility located on any bridge or approach thereto to be borne by the authority and any such utility; and provided further, that any agreement relative to the location, maintenance, relocation or removal of utility facility on any bridge or its approaches in force on the effective date of this section shall continue in full force and effect and the authority shall succeed to the rights, powers, duties and obligations of the State thereunder.

67213.2. Except as otherwise provided in any agreement entered into pursuant to Section 67213.1, the authority shall be entitled to credits as follows in connection with any costs of removal or relocation it may be required to pay:

(1) In the amount of any betterment to the utility facility resulting from such removal or relocation, not in excess of the cost of the increased capacity of the facility.

(2) The salvage value of any materials or parts salvaged and retained by the utility.

(3) If a new facility or portion thereof is constructed to accomplish such removal or relocation, an allowance of an amount bearing the same proportion to the original cost of the displaced facility or portion thereof as the age thereof bears to the normal expected life thereof.

A credit shall not be allowed against any portion of the cost which is otherwise chargeable to the utility."

Amendment No. 39

On page 25, line 6, strike out "fifty thousand dollars (\$50,000)", and insert "five thousand dollars (\$5,000)".

Amendment No. 40

On page 25, line 24, strike out "fifty thousand dollars (\$50,000)", and insert "five thousand dollars (\$5,000)".

Amendment No. 41

On page 25, line 45, after the period, insert "The authority shall also fix the rates and rents charged concessionaires in connection with any facilities of the authority."

Amendment No. 41.5

On page 27, line 46, strike out "trade or commerce", and insert "transportation or port".

Amendment No. 42

On page 34, strike out line 41, and insert "and financing certain transportation and port facilities in the San".

Amendment No. 43

On page 34, strike out lines 43 and 44, and insert "bor facilities and airports should be vested in one centralized".

Amendment No. 44

On page 34, line 47, strike out "under the".

Amendment No. 45

On page 35, line 1, after "area", strike out "the", and insert "certain".

Amendment No. 46

On page 35, strike out line 2, and insert "ment of transportation and port activities. It is recognized by the Legisla-".

Amendment No. 47

On page 35, strike out lines 13 to 16, inclusive, and insert "gram. This part shall".

Amendment No. 48

On page 35, strike out lines 24 and 25, and insert "California to stimulate the maximum use of the transportation and port facilities in and about the San Francisco Bay area".

Amendment No. 49

On page 35, lines 33 and 34, strike out "all facilities affecting trade and commerce", and insert "these facilities".

Amendment No. 50

On page 35, strike out lines 36 and 37, and insert "efficiency in the operation of these facilities. It is in the public interest to".

Amendment No. 51

On page 35, line 38, after "consolidate", strike out "the".

Amendment No. 52

On page 35, line 43, after "of", strike out "the".

Amendment No. 53

On page 35, strike out lines 44 to 46, inclusive, and insert "transportation and port facilities now in the hands of state and local agencies in the San Francisco Bay area. As a result of the surveys and studies the".

Amendment No. 54

On page 35, strike out lines 47 and 48, and insert "Legislature is convinced that the development of transportation and port activities can best be furthered by the crea-".

Amendment No. 55

On page 35, line 50, after "operate", insert "certain".

Amendment No. 56

On page 36, line 1, strike out "all".

Amendment No. 57

On page 36, line 27, after "area", insert "or with respect to any toll bridge in the San Francisco Bay area under its jurisdiction until the transfer thereof to the Golden Gate Authority".

Amendment No. 58

On page 36, line 41, after "improved", insert ", including the former bridge railway terminal building and appurtenant ramps in San Francisco presently being reconverted for a bus terminal".

Amendment No. 59

On page 39, lines 15 and 16, strike out "subdivision (b) of Section 605 of the Vehicle Code", and insert "Section 23255 of the Vehicle Code as enacted at the 1959 Regular Session of the Legislature; provided, that the approaches to the Bay Bridge shall be deemed to include the former bridge railway terminal building and the appurtenant ramps in San Francisco presently being reconverted for a bus terminal".

Amendment No. 60

On page 41, line 10, strike out "Section", and insert "Sections 30778 and".

Amendment No. 61

On page 41, line 22, strike out "Section 30774", and insert "Sections 30774, 30775, and 30777".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Motion to Print With Rush Order

Senator McCarthy moved that Senate Bill No. 576 be sent to printer with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 28—An act to amend Section 35552 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to logging trucks;

Senate Bill No. 31—An act to amend Section 28122 of the Government Code, relating to compensation for public service in counties of the twenty-second class;

Senate Bill No. 203—An act to amend Section 10963 of the Agricultural Code, relating to livestock remedies;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-sixth day of March, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, March 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 305

Senate Bill No. 681

Senate Bill No. 450

Senate Bill No. 757

Senate Bill No. 573

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Finance

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 194

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MCBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 710

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Judiciary.

TEALE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 25, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 568

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 193

Assembly Bill No. 281

Senate Bill No. 235

Assembly Bill No. 284

Senate Bill No. 399

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 456

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Bill No. 283

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 523

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Judiciary.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 274

Senate Bill No. 299

Senate Bill No. 300

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 274

Senator Grunsky moved that Senate Bill No. 274 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)**Senate Bill No. 274**—An act to add Section 10177 to the Insurance Code, to add Sections 1137, 1137.1, and 1137.2 to the Probate Code, and to amend Section 13724 of the Revenue and Taxation Code, relating to testamentary trusts of life insurance proceeds.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "Code", insert "and Section 381 of the Probate Code".

Amendment No. 2

On page 1, line 4, after "will", insert "of the insured".

Amendment No. 3

On page 1, line 15, strike out "six months", and insert "one year".

Amendment No. 4

On page 1, line 16, strike out "six-month", and insert "one-year".

Amendment No. 5

On page 2, line 6, strike out the period and insert "; but nothing herein contained shall impair the right of a duly appointed trustee to such proceeds."

Amendment No. 6

On page 2, line 17, after "trust.", insert "In the event of a vacancy in the office of trustee, some fit and proper person shall be so appointed."

Amendment No. 7

On page 2, strike out line 18, and insert "given by the mailing of a copy of the clerk's notice of the hearing".

Amendment No. 8

On page 2, line 30, strike out the second "such", and insert "From and after his appointment such".

Amendment No. 9

On page 2, line 44, after "proceeds", insert "in such manner".

Amendment No. 10

On page 3, after line 17, insert
"SEC. 6. Section 381 of the Probate Code is amended to read:
381. Upon filing the petition, and within the time allowed for filing the petition, a citation must be issued directed to the executor of the will, or the administrator with the will annexed, and all the devisees and legatees mentioned in the will *and all persons interested in the will*, and the heirs, so far as known to the petitioner, including minors and incompetents, or the personal representatives of any such person who is dead, directing them to plead to the contest within 30 days after service of the citation.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 299

Senator Farr moved that Senate Bill No. 299 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 299—An act to amend Section 4573 of the Penal Code, relating to narcotics in prisons and other correctional institutions.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "brings", insert "or sends".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 300

Senator Farr moved that Senate Bill No. 300 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 300—An act to amend Section 4574 of the Penal Code, relating to firearms in prisons and other correctional institutions.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "brings", insert "or sends".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Insurance and Financial Institutions**

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 17

Senate Bill No. 675

Senate Bill No. 897

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 17

Senator Collier moved that Senate Bill No. 17 be amended and re-referred to Committee on Insurance and Financial Institutions.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 17—An act to amend Sections 1027 and 1281 of, and to add Section 1027.1 to, the Unemployment Insurance Code, relating to unemployment insurance.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out line 1, and in line 2, strike out "tion 1027.1 to", and insert "An act to add Section 1252.5 and Part 1.5 (commencing with Section 2201) to Division 1 of".

Amendment No. 2

On page 1, strike out lines 1 to 14, inclusive, and insert

"SECTION 1. Part 1.5 (commencing with Section 2201) is added to Division 1 of the Unemployment Insurance Code, to read:

**PART 1.5. EXTENDED DURATION UNEMPLOYMENT
COMPENSATION BENEFITS**

CHAPTER 1. GENERAL PROVISIONS

2201. It is the intent of the Legislature in enacting this part to provide relief where a hard core of unemployment results from automation, and to provide for cushioning the shock and tensions for the worker unemployed because of technological changes in industrial production or by reason of a changing pattern of defense industry; to provide a means and incentive to workers who are unemployed

because of such factors to undergo retraining to acquire new skills to replace those no longer marketable.

To accomplish such purposes it is intended to provide a means of extending the benefits of unemployment compensation to persons who have exhausted their normal benefits when unemployment by reason of such causes reaches a critical statewide ratio, but also to individual workers laid off from plants and complex of plants wherever they are, regardless of the statewide unemployment ratio.

2202. (a) Except as otherwise provided, the provisions and definitions of Part 1 of this division apply to this part. In case of any conflict between the provisions of Part 1 and the provisions of this part, the provisions of this part shall prevail with respect to extended duration unemployment compensation benefits.

(b) Except as otherwise provided, subdivision (d) of Section 1253, and Sections 1254, 1277, 1281, 1327, 1328, 1329, 1330, and 1331 do not apply to this part.

(c) The provisions of Part 2 of this division do not apply to this part.

2203. As used in this part:

(a) "Extended duration benefits" means the unemployment compensation benefits payable for periods of extended duration under this part.

(b) "Normal benefits" means the unemployment compensation benefits payable under Part 1 of this division.

(c) "Exhaustee" means an individual who is not entitled to normal benefits due to either of the following:

(1) He has an unexpired benefit year and has exhausted his normal benefits.

(2) His most recent benefit year expired in the state-extended duration quarter or individual extended duration quarter in which he files a primary claim or in the immediately preceding calendar quarter and he is not entitled to establish a benefit year for normal benefits.

(d) "State extension ratio" means the ratio for a calendar quarter computed during that quarter by dividing:

(1) The average number of weeks of unemployment claimed in California per week during the calendar quarter preceding the date of the computation, excluding weeks of unemployment claimed in connection with unemployment compensation programs which are exclusively federal; by

(2) The average mid-monthly covered employment reported by employers for the last four completed calendar quarters immediately preceding the date of the computation for which an official tabulation has been completed by the department.

(e) "State-extended duration quarter" means a calendar quarter determined as provided in Section 2205 during which extended duration benefits are payable throughout the State.

(f) "Individual extended duration quarter" means a calendar quarter determined pursuant to Section 2208 during which extended duration benefits are payable to individuals in connection with a plant and complex.

(g) "Primary claim" means the first claim for extended duration benefits filed by an exhaustee with an effective date within a state-extended duration quarter or individual extended duration quarter for the purpose of establishing an extended duration award and an extended duration period.

(h) "Extended duration award" means the maximum amount of extended duration benefits allowable under this part to an eligible exhaustee.

(i) "Extended duration period" means a period beginning with the first day of the week with respect to which an exhaustee files a valid primary claim and ending with the last week which begins on or before the last day of a state-extended duration quarter or an individual extended duration quarter.

(j) "Parent benefit year" means the benefit year with respect to which an individual becomes an exhaustee.

2204. The director shall compute the state extension ratio for each calendar quarter.

2205. If the director determines that the state extension ratio for the immediately preceding completed calendar quarter equals or exceeds 6 percent (.06) he shall proclaim the succeeding calendar quarter to be a "state-extended duration quarter."

2206. Plant and complex mean the physical properties at one geographic location of an industrial organization which properties are utilized in the planning, production, proving or distribution of a product or service and those firms in the same geographic area whose principal business consists of supplying such plant with goods or services. For the purpose of this section principal business means that over 50 percent of the dollar volume of the business of a firm is dependent upon the operation of such plant.

2207. Whenever the number of workers who are laid off, or whose employment is terminated by an employer within any calendar quarter exceeds by 2 percent or more the average number of workers separated during the corresponding quarters in the preceding two-year period, the employer shall report such fact to the department. Such report shall include the names and social security numbers of all workers separated during such calendar quarter. Failure to file such report shall constitute a misdemeanor.

2208. After 90 days of the date of any layoff required to be reported under Section 2207 the director may, or upon the written application of a Member of the Legislature, an employer, chamber of commerce, board of trade, labor organization, or any civic, commercial, mercantile, traffic, agricultural, or manufacturing association or organization, or any public or municipal corporation, shall within 30 days verify the unemployment ratio in the plant and complex, and if he finds the unemployment ratio to be 2 percent or more of the average unemployment in the corresponding quarter of the preceding two-year period, he shall proclaim an extended duration quarter for workers of the plant and complex affected by the layoff wherever they are.

2209. Notwithstanding any other provision of this part, no payment of extended duration benefits shall be made to any individual for any week or part of any week with respect to which he is entitled to receive unemployment compensation benefits as a result of participation by this State pursuant to the provisions of any federal law providing for the payment of such benefits.

CHAPTER 2. EXTENDED DURATION BENEFITS

Article 1. Eligibility and Disqualifications

2215. Extended duration benefits are payable from the Unemployment Fund to unemployed individuals who are eligible under this part.

2216. An unemployed individual is eligible to receive extended duration benefits with respect to any week only if the director finds that:

(a) An extended duration award has been established for him.

(b) The week is within the extended duration period of the award.

(c) He meets the eligibility requirements of Part 1 of this division, except those excluded under subdivision (b) of Section 2202.

(d) He is not subject to disqualification, and is not under disqualification for normal benefits, under any provision of Part 1 of this division.

2217. The filing of a valid primary claim by an exhaustee shall constitute an election by him to claim extended duration benefits to the exclusion of filing a new claim for normal benefits for any week of unemployment subsequent to the filing of such primary claim for which extended duration benefits are payable to him.

2218. Notwithstanding any other provision of this part, a claimant otherwise eligible for unemployment compensation benefits or extended duration benefits shall not be disqualified from the receipt thereof by reason of the fact that he is enrolled in a retraining program approved by the director.

Article 2. Computation (Amount and Duration)

2225. An exhaustee's weekly benefit amount under an extended duration award shall be the same as his weekly benefit amount for the parent benefit year.

2226. An exhaustee's extended duration award during any one extended duration period shall be 13 times his weekly benefit amount or one-half of the maximum amount of normal benefits payable to him during his parent benefit year, whichever is the lesser.

2227. Only one extended duration award may be established for an exhaustee based on any one parent benefit year.

Article 3. Filing, Determination, and Payment of Extended Duration Benefit Claims

2235. Claims for extended duration benefits shall be made as provided in this article.

2236. An exhaustee who desires to claim extended duration benefits shall file a valid primary claim. A primary claim for extended duration benefits shall be valid only if its effective date is within a state-extended duration quarter or an individual extended duration quarter and the individual filing it is an unemployed exhaustee.

2237. The effective date of a valid primary claim shall be determined in the same manner as the effective date of a new claim for normal benefits pursuant to Section 1326.

2238. A notice of the filing of a primary claim or an additional claim shall be given to the employing unit by which the exhaustee was last employed immediately preceding the filing of such claim, but only if such employing unit has not previously been given a notice with respect to that last employment pursuant to Section 1327. The employing unit so notified shall submit within 10 days after the mailing of such notice any facts then known which may affect the exhaustee's eligibility for extended duration benefits. The 10 day period may be extended for good cause. If after such 10-day period the employing unit acquires knowledge of facts which may affect the eligibility of the exhaustee and such facts could not reasonably have been known within the period, the employing unit shall within 10 days of acquiring such knowledge submit such facts to the department.

2239. The facts submitted by an employer pursuant to Section 2238 shall be considered and a determination made as to the exhaustee's eligibility for extended duration benefits. The exhaustee and any employer who prior to the determination

has submitted any facts pursuant to Section 2238 shall be promptly notified of the determination and the reasons therefor and may appeal therefrom to a referee within 10 days from mailing or personal service of notice of the determination. The 10-day period may be extended for good cause.

2240. Upon the filing of a valid primary claim by an exhaustee, an extended duration award computation shall promptly be made, which shall set forth the maximum amount of extended duration benefits potentially payable during the extended duration period, the weekly benefit amount, and the expiration date of the extended duration period. The exhaustee shall be promptly notified of the computation. He may, within 10 days after the mailing of personal service of the notice of computation, protest its accuracy. Any such protest shall be considered and a determination made as to the accuracy of the computation. The exhaustee shall be promptly notified of the determination and may appeal therefrom in the manner provided in Section 2239.

Article 4. Reserve Accounts

2251. (a) Any employer who is entitled under Section 2238 to notice of the filing of a primary claim or additional claim and who, within 10 days after mailing of such notice, submits to the department any facts within its possession disclosing whether the exhaustee left the most recent employment with such employer voluntarily and without good cause or was discharged from such employment for misconduct connected with his work shall be entitled to a ruling as prescribed by this section.

(b) The department shall consider such facts together with any information in its possession and promptly issue to the employer its ruling as to the cause of the termination of the exhaustee's most recent employment. Appeals may be taken from said rulings in the manner provided in Section 2239.

(c) Rulings under this section shall have the effect prescribed by Section 1032. 2252. Extended duration benefits shall not be charged to any employer's account. 2253. Additional contributions required to be paid by an employer pursuant to the provisions of this part shall not be credited to any employer's account.

CHAPTER 3. ADDITIONAL CONTRIBUTIONS

2275. Every employer shall pay into the Unemployment Fund additional contributions upon all wages paid on and after October 1, 1959, with respect to employment at the rate of .25 percent. This rate of contribution shall be in addition to the rate otherwise payable by an employer pursuant to Sections 978 or 979.

SEC. 2. Section 1252.5 is added to said code, to read:

1252.5. Notwithstanding any other provision of this part, a claimant otherwise eligible for unemployment compensation benefits shall not be disqualified from the receipt thereof by reason of the fact that he is enrolled in a retraining program approved by the director."

Amendment No. 3

Strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

MOTION TO AMEND SENATE BILL NO. 675

Senator Byrne moved that Senate Bill No. 675 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 675—An act to amend Section 2079 of the Insurance Code, relating to the standard form fire insurance policy.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 2079", and insert Sections 2079 and 6019".

Amendment No. 2

On page 1, line 5, after "ered", insert "; provided, that clauses covering loss or damage caused by nuclear reaction, nuclear radiation or radioactive contamination,

all whether directly or indirectly resulting from an insured peril under the standard policy issued pursuant to Section 2071 may be insured under said policy only by a written endorsement providing such insurance, with such endorsement affixed to said standard policy".

Amendment No. 3

On page 1, strike out lines 15 to 19, inclusive, and insert

"Sec. 2. Section 6019 of said code is amended to read:

6019. Clauses may be added to the policy:

(a) Covering property and risks not otherwise covered: *provided, that clauses covering loss or damage caused by nuclear reaction, nuclear radiation or radioactive contamination, all whether directly or indirectly resulting from an insured peril under the standard policy issued pursuant to Section 6010 may be insured under said policy only by a written endorsement providing such insurance, with such endorsement affixed to said standard policy.*

(b) Assuming greater liability than is otherwise imposed on the insurer.

(c) Granting the insured permits and privileges not otherwise provided.

(d) Waivers of any of the matters voiding the policy or suspending the insurance.

(e) Waivers of any of the requirements imposed on the insured after loss.

SEC. 3. In enacting this measure it is the intent of the Legislature to make clear to the insuring public that the Standard Fire Insurance Policy of California does not furnish coverage against nuclear reaction, nuclear radiation or radioactive contamination. Under this bill loss by fire remains unchanged whether the fire originates in a reactor or elsewhere. The bill makes clear that nuclear reaction, nuclear radiation or radioactive contamination is not part of the fire loss.

This legislation has been unanimously endorsed by the National Association of Insurance Commissioners."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

MOTION TO AMEND SENATE BILL NO. 897

Senator Byrne moved that Senate Bill No. 897 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 897—An act to amend Section 771 of the Insurance Code, relating to insurance in connection with sales and loans.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 12, of the printed bill, strike out the number "14", and insert "30".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 802

Senate Bill No. 515

Senate Bill No. 711

Senate Constitutional Amendment No. 10

Assembly Bill No. 258

Assembly Bill No. 288

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 802

Senator Burns moved that Senate Bill No. 802 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 802—An act to add Part 5 (commencing at Section 35800) to Division 24 of the Health and Safety Code, relating to housing for elderly persons of low income, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 16, of the printed bill, after "at", insert "purchase prices and at".

Amendment No. 2

On page 3, line 3, strike out "board", and insert "department".

Amendment No. 3

On page 3, line 21, after "determine", insert "and prescribe".

Amendment No. 4

On page 3, between lines 28 and 29, insert

"35829.5. No elderly person shall be eligible for benefits under this chapter if his probable aggregate annual income during the period of repayment exceeds six times the sum of annual monthly repayments plus interest and including the value or cost to him of heat, light, water, cooking fuel, taxes, and maintenance and repair costs. "Probable aggregate annual income," as used in this section, means the annual income, including income from public aid to the aged, of the elderly person and, if he has a spouse and they are living together, his spouse."

Amendment No. 5

On page 3, lines 31 and 32, strike out "his widow", and insert "the surviving spouse, if such spouse would otherwise be eligible".

Amendment No. 6

On page 3, line 37, strike out "his widow", and insert "such spouse".

Amendment No. 7

On page 5, lines 48 and 49, strike out ", not exceeding 40 years".

Amendment No. 8

On page 8, lines 37 and 38, strike out "the rate of one and seventy-four one-hundredths percent (1.74%) per annum", and insert "at a rate fixed by the Elderly Persons Home Purchase Finance Committee".

Amendment No. 9

On page 9, line 14, strike out "for lesser amounts", and insert "on a basis of a determination of need".

Amendment No. 10

On page 10, line 18, strike out "veterans", and insert "elderly persons of low income".

Amendment No. 11

On page 10, line 30, strike out "_____ dollars (\$_____)", and insert "one thousand dollars (\$1,000), or multiples thereof".

Amendment No. 12

On page 10, line 33, strike out "_____ dollars (\$_____)", and insert "thirty-four million dollars (\$34,000,000)".

Amendment No. 13

On page 10, line 37, strike out "_____", and insert "5".

Amendment No. 14

On page 12, line 5, strike out "_____", and insert "5".

Amendment No. 15

On page 12, strike out line 17, and insert

"\$5895.5. The sum of seventy-five thousand dollars (\$75,000) is hereby".

Amendment No. 16

On page 13, lines 1 and 2, strike out "----- dollars (\$-----)", and insert "one thousand dollars (\$1,000)".

Amendment No. 17

On page 13, lines 5 and 6, strike out "and must be used exclusively in", and insert "which is hereby appropriated for, and shall be used exclusively in".

Amendment No. 18

On page 14, line 35, strike out "-----", and insert "5".

Amendment No. 19

On page 16, between lines 33 and 34, insert

"35941.5. All contracts for loans shall include a requirement that the entity to which the loan is made shall rent the dwellings in the project for which the loan is made exclusively to elderly persons of low income whose probable aggregate annual income, including income from public aid to the aged, during the period of occupancy does not exceed six times the rental, including the value or cost to them of heat, light, water, and cooking fuel, of the dwellings furnished to such persons.

"Probable aggregate income," as used in this section, means the annual income, including income from public aid to the aged, of the elderly person and, if he has a spouse and they are living together, his spouse."

Amendment No. 20

On page 16, line 36, after "borrowing", insert "and the costs of administration of this chapter".

Amendment No. 21

On page 16, line 38, strike out "-----", and insert "50".

Amendment No. 22

On page 17, line 39, strike out "----- dollars (\$-----)", and insert "one thousand dollars (\$1,000)".

Amendment No. 23

On page 17, line 42, strike out "----- dollars (\$-----)", and insert "sixty-six million dollars (\$66,000,000)".

Amendment No. 24

On page 17, line 46, strike out "-----", and insert "5".

Amendment No. 25

On page 19, line 16, strike out "-----", and insert "5".

Amendment No. 26

On page 19, line 28, strike out "----- dollars (\$-----)", and insert seventy-five thousand dollars (\$75,000)".

Amendment No. 27

On page 20, line 12, strike out "----- dollars (\$-----)", and insert "one thousand dollars (\$1,000)".

Amendment No. 28

On page 20, lines 16 and 17, strike out "and must be used exclusively in", and insert "which is hereby appropriated for, and shall be used exclusively in".

Amendment No. 29

On page 21, line 42, strike out "-----", and insert "5".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 515

Senator Gibson moved that Senate Bill No. 515 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 515—An act to add Sections 2020.003, 3084.05, and 4604.5 to, and to repeal Section 4576 of, the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 4, 1959, strike out line 1, and insert

"SECTION 1. The intent of this act is to simplify the administration of the medical care program as provided by Chapter 1 of Part 3 of Division 5 of the Welfare and Institutions Code and to extend to public assistance recipients authorized to receive care under that chapter the full amount of medical care which can be obtained by the funds made available for such purpose by that chapter and the special need provisions of each of the public assistance programs set forth in Section 4501 of that chapter.

It is not the intent of this act to increase the total amount of public funds authorized for expenditure by the public assistance laws which apply upon the effective date of this act. The sole purpose of this act is to provide a plan which eliminates costly recordkeeping and separate case determinations which must now precede the determination of the fund source from which payment is to be made for medical services received by public assistance recipients.

SEC. 2. Section 2020.003 is added to said code, to read:

2020.003. The county shall pay monthly into the County Medical Care Revolving Fund, established by Section 4604.5 of this code, on behalf of each recipient to whom the county pays aid under this chapter, an amount to be determined by the State Department of Social Welfare on the basis of the statewide average amount of income or supplemental aid under Section 2020.002 available to recipients to pay for medical care services within the policies and scope of services established pursuant to Chapter 1 (commencing at Section 4500) of Part 3 of Division 5 of this code.

The department shall determine the rate of payment under this section on the basis of a caseload sample. The sample shall be selected to reflect accurately the amount of grant which would have been paid to recipients for medical care if such care had been financed by payments to recipients under this chapter. The rate of payment shall be reviewed upon the expiration of each six-months' period or upon a change in the scope of services under Chapter 1 (commencing at Section 4500) of Part 3 of Division 5 of this code, whichever occurs first. Where the facts indicate the necessity therefore, a new rate shall be established. The sampling methods used by the department pursuant to this section, and the rates of payment derived therefrom, shall be subject to review by and the approval of the State Department of Finance before such rates of payment are put into effect.

No item of medical care for which payment may be made on behalf of a recipient under Chapter 1 (commencing at Section 4500) of Part 3 of Division 5 of this code shall be considered a special need under this chapter.

Payments made by a county into the County Medical Care Revolving Fund under this section shall be considered payments of aid made pursuant to this chapter for purposes of county claims for reimbursement under Sections 2187 through 2189 of this code.

SEC. 3. Section 3084.05 is added to said code, to read:

3084.05. The county shall pay monthly into the county medical care revolving fund, established by Section 1604.5 of this code, on behalf of each recipient to whom the county pays aid under this chapter, an amount to be determined by the State Department of Social Welfare on the basis of the statewide average amount of income under Section 3084 available to recipients to pay for medical care services within the policies and scope of services established pursuant to Chapter 1 (commencing at Section 4500) of Part 3 of Division 5 of this code.

The department shall determine the rate of payment under this section on the basis of a case load sample. The sample shall be selected to reflect accurately the amount of grant which would have been paid to recipients for medical care if such care had been financed by payments to recipients under this chapter. The rate of payment shall be reviewed upon the expiration of each six-months' period or upon a change in the scope of services under Chapter 1 (commencing at Section 4500) of Part 3 of Division 5 of this code, whichever occurs first. Where the facts indicate the necessity therefore, a new rate shall be established. The sampling methods used by the department pursuant to this section, and the rates of payment derived therefrom, shall be subject to review by and the approval of the State Department of Finance before such rates of payment are put into effect.

No item of medical care for which payment may be made on behalf of a recipient under Chapter 1 (commencing at Section 4500) of Part 3 of Division 5 of this code shall be considered a special need under this chapter.

Payments made by a county into the county medical care revolving fund under this section shall be considered payments of aid made pursuant to this chapter for purposes of county claims for reimbursement under Sections 3083 through 3083.3 of this code."

Amendment No. 2

On page 1, strike out lines 2 to 23, inclusive; and on page 2, strike out lines 1 to 50, inclusive.

Amendment No. 3

On page 2, line 51, strike out "3", and insert "4".

Amendment No. 4

On page 3, line 1, strike out "SEC. 4.", and insert "SEC. 5."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 711

Senator Richards moved that Senate Bill No. 711 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 711—An act to amend Sections 2011, 2016, 2160, and 2163 of, and to repeal Sections 2181, 2181.01, 2181.05, 2224, and 2224.1, of the Welfare and Institutions Code and to amend Section 206.7 of the Civil Code, relating to relatives' responsibility requirements with respect to the old age assistance program.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 41, of the printed bill, strike out "of", and insert "or".

Amendment No. 2

On page 4, after line 43, of the printed bill, insert "SEC. 7. This act shall become operative October 1, 1959."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 10

Senator Burns moved that Senate Constitutional Amendment No. 10 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 10—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Article XXXV thereto, relating to housing for elderly persons of low income.

Resolution read.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 5 of the title of the printed measure, after "income", insert "and physically handicapped persons of low income".

Amendment No. 2

On page 1, line 11, after "Aged", insert "and the Physically Handicapped".

Amendment No. 3

On page 1, line 21, strike out "as defined by law", and insert "and to physically handicapped persons of low income, or to either class of persons of low income, as defined by law,".

Amendment No. 4

On page 1, line 23, strike out "elderly".

Amendment No. 5

On page 2, line 36, after "income", insert "and physically handicapped persons of low income".

Amendment No. 6

On page 2, line 37, strike out "elderly".

Amendment No. 7

On page 2, after line 39, insert
"SEC. 2. The issuance and sale of bonds of the State of California and the use and disposition of the proceeds of the sale of said bonds, all as provided in the Housing for the Elderly Law enacted at the 1959 Regular Session of the Legislature authorizing the issuance and sale of bonds for the purpose of providing funds to be used and disbursed for home loans to elderly persons of low income and for loans for the construction of low-rent housing for elderly persons of low income, is hereby authorized and directed, and the Housing for the Elderly Law enacted at the 1959 Regular Session of the Legislature is hereby approved, adopted, legalized, validated and made fully and completely effective. All provisions of this section shall be self-executing and shall not require any legislative action in furtherance thereof but this shall not prevent such legislative action."

Amendment No. 8

On page 2, line 40, strike out "2", and insert "3".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 258

Senator Gibson moved that Assembly Bill No. 258 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 258—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to the commencement of aid payments to applicants for public assistance.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 3, of the printed bill, as amended in Assembly February 27, 1959, after the second "the", insert "period of".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 288

Senator Gibson moved that Assembly Bill No. 288 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 288—An act to amend Sections 4501 and 4552 of the Welfare and Institutions Code, relating to medical care for recipients of aid to the disabled.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "4501 and 4552", and insert "4501, 4552 and 4553".

Amendment No. 2

On page 2, after line 23, insert

"SEC. 3. Section 4553 of said code is amended to read:

4553. In advance of each quarter the State Department of Social Welfare shall certify to the Controller the estimated amount to be transferred pursuant to Section 4552.

The State Controller shall transfer the amount of the estimated required premium deposits, as reduced by the amount estimated to be received from the Federal Government, from the General Fund to the Medical Care Premium Deposit Fund. In like manner the State Controller shall transfer from the Social Welfare Federal Fund to the Medical Care Premium Deposit Fund those funds which are received from the Federal Government to be expended for medical care in behalf of public assistance recipients. *Such transfers from the Social Welfare Federal Fund shall be equal to three dollars (\$3) for each adult recipient and one dollar and fifty cents (\$1.50) for each child recipient for whom federal funds are received.*

The amounts to be transferred to the Medical Care Premium Deposit Fund shall be increased or decreased by the sums by which transfers for any previous quarter were smaller or larger than the amount of premium deposits determined to have been required under Section 4552."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 260

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 260

Senator Grunsky moved that Senate Bill No. 260 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 260—An act to amend Sections 825 and 849 of the Penal Code, relating to arrest.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, after the semicolon, insert "provided, that when such two days expire at a time when the proper court is not in session, such time shall be extended to include the duration of the next regular court session;".

Amendment read, and adopted.

Bill ordered printed and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 855

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 855

Senator Regan moved that Senate Bill No. 855 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 855—An act to amend Section 607 of, and to add Section 609.5 to, the Probate Code, and to add Section 14773.5 to the Revenue and Taxation Code, relating to inheritance tax appraisers.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 5, of the printed bill, strike out "article", and insert "Section 14773".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Regan:

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 870—An act to add Section 94.5 to the Penal Code, and to amend Section 70 of, and to add Section 70.5 to, the Civil Code, and to add Section 26895 to the Government Code, relating to solemnization of marriages and the acceptance of fees and gratuities therefor.

Respectfully submitted,

SENATOR REGAN

Above request to suspend the Constitution referred to Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Senator Thompson:

Senate Resolution No. 66

Relative to commemorating the fiftieth anniversary of radio broadcasting

WHEREAS, The year 1959 marks the fiftieth anniversary of radio broadcasting, and is an occasion of special significance to the citizens of California, to be appropriately commemorated in San Jose and San Francisco by festivities and dedicatory ceremonies on April 2d and 3d; and

WHEREAS, Radio broadcasting had its birth in San Jose, California, where the first radio broadcasting station in the world was established in 1909, and that station with a broadcasting area of a few miles and an audience of listeners equipped with crystal sets developed into Radio Station KQW, and still later, Station KCBS with millions of listeners throughout Northern California; and

WHEREAS, The concept of radio broadcasting to a general public listening audience, in contrast to the use of radio as a means of communication between two geographical points, was first put into practice by the scientist, Dr. Charles David Herrold, who may rightfully be termed "The Father of Broadcasting"; and

WHEREAS, Those first broadcasts were among the most exciting events of the period and represented the beginnings of a great industry, and of a cultural medium which has become a part of the lives of everyone; and

WHEREAS, The compilation of the historical facts and data concerning the establishment of the first radio station in San Jose was the result of extensive research by Mr. Gordon Greb, Professor of Journalism at San Jose State College, who is chiefly responsible for ascertaining the date of establishment of Charles David Herrold's station; and

WHEREAS, The many festivities planned to commemorate the event will include the placing of a plaque at the site of Dr. Herrold's first station in San Jose, parades, special broadcasts by Station KCBS recalling the times and the beginnings of its predecessor station, as well as numerous other activities; now, therefore, be it

Resolved by the Senate of the State of California, That the members, by this resolution, join in the commemoration of the establishment of the first radio broadcasting station and the fiftieth anniversary of broadcasting; and extend congratulations and best wishes on the occasion to the management and personnel of Station KCBS; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Mr. Maurie Webster, general manager of KCBS, the San Jose Chamber of Commerce, and Mr. Clyde Arbuckle, the county historian.

Resolution read, and unanimously adopted on motion of Senator Thompson.

By Senator Arnold:

Senate Resolution No. 67

Relative to a waterfowl management area near Dorris, Modoc County

WHEREAS, The population of this State is constantly increasing and yet less and less area is available for outdoor recreational and hunting activities for this population; and

WHEREAS, Today many hunters find it most difficult, if not impossible, to find areas on which to hunt migratory waterfowl; and

WHEREAS, The ever-increasing use of land for industrial and agricultural development has seriously endangered the future of migratory waterfowl on the Pacific flyway by decreasing the areas available for nesting and breeding and also limiting the area available for resting in their southern migration; and

WHEREAS, The Department of Fish and Game through co-operation with the Federal Government and its Fish and Wildlife Service has been able to meet these problems by the creation of waterfowl management and shooting areas which not only give hunters an excellent opportunity to enjoy this sport but also provide much needed areas for proper management of the waterfowl resources; and

WHEREAS, The United States Fish and Wildlife Service has proposed to purchase 6,000 acres of land in the Dorris area of Modoc County for such a waterfowl management and shooting area but such proposal must be approved by the California Fish and Game Commission as to the maintenance and operation of the area by the Department of Fish and Game; now, therefore, be it

Resolved by the Senate of the State of California, That the California Fish and Game Commission is requested to approve this needed project for a waterfowl management and shooting area at its April 3d meeting; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Fish and Game Commission.

Resolution read, and referred to Committee on Rules.

By Senator Regan:

Senate Resolution No. 68

Relative to the State Water Rights Board

WHEREAS, The State Water Rights Board, in administering the laws relating to the appropriation of water, makes various determinations, decisions, and orders which are subject to judicial review by means of writ of mandate; and

WHEREAS, In addition to acting upon testimony and evidence received at hearings held by the board, the board must consider innumerable documents; and

WHEREAS, The presentation of evidence before the board is made difficult by this and other practices of the board in view of the fact that its procedure has not been sufficiently well-defined; and

WHEREAS, There is an urgent need for a study of the procedure of the board in making its determinations, decisions, and orders, and the scope and procedure for judicial review thereof; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Interim Committee on Judiciary created at this Session of the Legislature or a Joint Committee on Judiciary created at this session, be directed to investigate the subject expressed in this resolution and to ascertain, study, and analyze all facts relative thereto, and to report the results of its investigation to the Legislature at the 1961 Regular Session thereof.

Resolution read, and referred to Committee on Water Resources.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LETTER OF TRANSMITTAL

SENATE CHAMBER, SACRAMENTO, March 26, 1959

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: Pursuant to Senate Resolution No. 187 of the 1957 General Session, your Interim Committee on Subdivision Development and Planning transmits herewith its Subdivision Manual.

Subdivision development is a vital force in the explosive growth and expansion of our State. The subdivision industry has met the unparalleled challenge of providing shelter for the greatest voluntary mass migration in history.

Subdivision development plays a far greater part in the economy of California than appears on the surface. It creates a chain reaction of causes and effects which reaches clear to the top levels of our economic structure. It stimulates the production, distribution and sale of all types of building materials and its effect is inherent in the sale of many consumer items, such as home furnishings and appliances.

This Subdivision Manual was prepared by the 88 members of our advisory committee who are the leaders in the subdivision field in the State of California. Never before in our history has there been assembled such an aggregate of talent, expert knowledge and vast experience in the many facets of subdivision development. Their deliberations and toil have brought forth this manual—the first of its kind in the Nation.

The manual will be of great assistance to planning commissions, city councils, supervisors, land developers, and all others who are concerned with the subdivision process. It is an important step in developing a smoother working relationship and better understanding between local officials and developers.

There is need for a continuing program of consultation and education to insure closer co-operation and co-ordination among the various levels of government and between subdividers and government.

The leaders in subdivision development, private and governmental, should gather periodically to discuss the current problems facing the industry and to consider constructive solutions. Such a continuing program could be best effected through the establishment of an institute or a series of annual conferences on subdivision development and planning at the University of California. Sounder community growth and better subdivisions would be the result.

Respectfully submitted,

ARTHUR H. BREED, JR., Chairman
LUTHER E. GIBSON, Vice Chairman
ROBERT I. MCCARTHY

RICHARD RICHARDS
JOHN F. THOMPSON

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF THE REPORT

Senator Thompson moved that 5,000 copies of the report by the Senate Interim Committee on Subdivision Development and Planning be printed for distribution.

Motion carried.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 277—An act to add Section 4902.25 to the Education Code, and to add Section 3118.5 to the Education Code as proposed by Senate Bill No. 2, relating to the reorganization of school districts, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 277?

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in Senate March 5, 1959, after the period, insert "This section shall apply when the territory of the high school district is situated entirely in one county and consists of four or fewer elementary districts, at least two of which are not contiguous."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 277 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtcer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—30.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 86—An act to add Section 7717.6 to the Education Code, and Section 19588.1 to the Education Code as proposed by Senate Bill No. 2, relating to state school building aid.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 333—An act to amend Section 301 of the Education Code, amend Section 601 of the Education Code as proposed by Senate Bill No. 2, and repeal Section 601.1 of the Education Code as proposed by Senate Bill No. 2, relating to county boards of education.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 689—An act to amend Section 1091 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to contracts between county superintendents of schools and school districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 690—An act to amend Section 15958 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district supplies.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 713—An act to amend Section 5707 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to junior colleges.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 667—An act to amend Section 1364 of the Financial Code, relating to investments.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 158—An act to amend Sections 2710 and 2801 of the Unemployment Insurance Code, relating to unemployment disability compensation hospital benefits.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 304—An act to add Article 6 (commencing with Section 12060) to Chapter 1 of Part 2 of Division 3 of Title 2 of the Government Code, to provide for a Coordinator of Atomic Activities in the Office of the Governor, to provide for co-ordination of development and regulatory activities of the peaceful use of atomic energy, to create an official advisory council thereon, and a public citizens' advisory committee.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 15, inclusive, and on page 2 strike out lines 1 to 19, inclusive.

Amendment No. 2

On page 2, line 20, strike out "12062. (a)", and insert "12060."

Amendment No. 3

On page 2 strike out lines 29 to 46, inclusive.

Amendment No. 4

On page 2, line 47, strike out "12063", and insert "12061".

Amendment No. 5

On page 2, line 8, strike out "12064", and insert "12062".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 406—An act to amend Section 25663 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 407—An act to add Section 24209 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 408—An act to add Section 23087 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 409—An act to repeal Section 23783 of the Business and Professions Code, relating to alcoholic beverage licenses.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 410—An act to amend Section 23104 of the Business and Professions Code, relating to alcoholic beverages and insurers.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 411—An act to amend Sections 24048.2 and 24048.4 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 412—An act to repeal Section 23373 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 413—An act to amend Section 23034 of the Business and Professions Code, relating to stills.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 417—An act to add Article 1.5 (commencing at Section 23800) to Chapter 5, Division 9 of the Business and Professions Code, relating to alcoholic beverage licenses.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 420—An act to amend Sections 25361, 25363 and 25367 of, and to add Section 25370.1 to, the Business and Professions Code, relating to the seizure and disposition of property for violation of the Alcoholic Beverage Control Act.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 634—An act to repeal Section 323 of the Military and Veterans Code, relating to payment of uniform allowances.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 419—An act to amend Section 25660 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 17, of the printed bill, after "transaction", insert "employment, use, or permission".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 599—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 14 and 15, of the printed bill, strike out “, or the dismissal of the charges,”.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 613—An act to add Article 4.5 (commencing with Section 19501) to Chapter 4, Division 8 of the Business and Professions Code, relating to the licensing and regulation of persons selling or offering to sell information predicting the outcome of horseraces.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 13, of the printed bill, after “by”, insert “, or who sells,”.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 549—An act to amend Section 18940 of the Government Code, relating to state civil service examinations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 11 and 12, and insert “(2) On or before the final date for filing applications for an examination the”.

Amendment No. 2

On page 1, line 14, strike out “surveillance and”.

Amendment No. 3

On page 1, line 14, after “examination”, insert “and for surveillance”.

Amendment No. 4

On page 1, line 17, after the period, insert “If, in the opinion of the board, the security of examination material does not require surveillance, the applicant may be given a deferred examination without surveillance.”

Amendment No. 5

On page 1, line 19, after “section”, insert “unless surveillance is waived by the board”.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 460—An act to repeal Sections 23102 and 23103 of, to add Section 23102 to, and to amend Section 23104.4, 24071 and 24075 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 29, of the printed bill, strike out "for", and insert "of".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 5, 6, and 27 of Article IV, relating to the Legislature, and providing for reapportionment of Assembly and congressional districts to conform thereto.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 2, line 1, of the printed measure, after "law," insert "but not to exceed 120 members,".

Amendment No. 2

On page 2, line 17, after "law", insert ", but not to exceed 120 districts".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 380—An act to repeal Articles 3 (commencing at Section 7751), 4 (commencing at Section 7771), and 5 (commencing at Section 7901) of Chapter 4, Part 3, Division 6 of, and Section 7994 of, the Public Resources Code, relating to state lands.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 284—An act to amend Section 27641 of the Government Code, relating to the county counsel.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 359—An act to amend Section 19 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 First Extraordinary Session), relating to annexation of land to the Vallejo Sanitation and Flood Control District, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 437—An act to add Section 35010 to the Government Code, and to amend Section 731a of the Code of Civil Procedure, relating to county zoning for airport purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 725—An act to amend Sections 4715 and 4725 of the Health and Safety Code, relating to the formation and consolidation of county sanitation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 765—An act to add Section 25843 to the Government Code, relating to county government.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 224—An act to add Article 5 (commencing with Section 34900) to Chapter 7, Part 1, Division 2, Title 4 of the Government Code, relating to cities.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 298—An act to add Section 6920 to the Health and Safety Code, relating to sanitary districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 578—An act to add Section 4845.36 to the Health and Safety Code, relating to the withdrawal of territory from a county sanitation district.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 581—An act to amend Sections 55632 and 55634, and to repeal Section 55633 of the Government Code, relating to supplementary fire and police protection.

Bill read second time, ordered engrossed, and to Consent Calendar.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 179—An act to amend Section 7111 of the Business and Professions Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1 of the printed bill, at the end of line 10, insert "written".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 418—An act to amend Sections 4105.2, 4624, and 4944 of the Education Code, and to amend Sections 1406, 1485, and 3256 of the Education Code as proposed by Senate Bill No. 2, relating to members of school boards.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 866—An act to amend Section 752 of the Financial Code, relating to powers of banks and trust companies.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 770—An act to amend Section 10176 of the Insurance Code, relating to disability insurance policies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 492—An act to amend Sections 769, 1228 and 1416 of the Financial Code, relating to investments and loans by banks, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 44, of the printed bill, as amended in Assembly February 26, 1959, strike out "Marin", and insert "Alameda".

Amendment No. 2

On page 2, strike out lines 50 to 52, inclusive; and on page 3, strike out lines 1 to 16, inclusive, and insert

"(a) That said lands shall be used by said city and its successors for purposes in which there is a general statewide interest, as follows:

(1) For the establishment, improvement and conduct of a harbor, and for the construction, maintenance and operation thereon of wharves, docks, piers, slips, quays, and other utilities, facilities, buildings, works, structures and appliances necessary or convenient for the promotion and accommodation of commerce and navigation.

(2) For the establishment, improvement and conduct of an airport or aviation facilities, including but not limited to approach, takeoff and clear zones in connection with airport runways, and for the construction, maintenance and operation thereon of terminal buildings, runways, roadways, aprons, taxiways, parking areas, and other utilities, facilities, buildings, structures, works and appliances necessary or convenient for the promotion and accommodation of air commerce and air navigation.

(3) For public recreation purposes, and for the establishment, improvement and conduct of utilities, facilities, structures, buildings, works and appliances necessary or convenient for the promotion and accommodation of public recreation.

(b) Said city, or its successors shall not, at any time, grant, convey, give or alienate said lands, or any part thereof, to any individual, firm or corporation for any purposes whatever: provided, that said city, or its successors, may grant franchises thereon for limited periods, not exceeding 50 years, for wharves and other public uses and purposes, and may lease said lands, or any part thereof, for limited periods, not exceeding 50 years, for purposes consistent with the trusts upon which said lands are held by the State of California, and with the requirements of commerce and navigation at said harbor and airport and collect and retain rents and other revenues from such leases, franchises and privileges. Such lease or leases, franchises and privileges may be for any and all purposes which shall not interfere with commerce or navigation; provided, however,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Assembly Bill No. 704—An act to add Section 6357.4 to the Education Code, and to add Section 20801.5 to the Education Code as proposed by Senate Bill No. 2, relating to school district maximum tax rates.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 184—An act to amend Section 11 of the Defense Production Act (Statutes 1950, Third Extraordinary Session, Chapter 33), extending the effective date of the act.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1212—An act to add Section 19.5 to the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955),

relating to district bonds, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1213—An act to amend Section 17 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), relating to bonds, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 187—An act to amend Section 2468 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to reorganization of school districts.

Request for Unanimous Consent

Senator Grunsky asked for, and was granted, unanimous consent to have Senate Bill No. 187 passed on file and retain its place.

Senate Bill No. 382—An act to amend Section 6210.4a of the Public Resources Code, relating to conveyance of state lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 383—An act to amend Section 7705 of, and to repeal Sections 7701, 7702, 7703, 7704, 7720, 7721, and 7722 of the Public Resources Code, relating to state lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 54—An act to amend Section 205 of the Revenue and Taxation Code, relating to the veterans' tax exemption.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 25, of the printed bill, strike out "August 14, 1945", and insert "September 2, 1945".

Amendment No. 2

On page 2, line 36, after "service", insert ", including the First Nicaraguan Campaign,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 686—An act to amend Section 257 of the Vehicle Code and to amend Section 12512 of, and to amend and renumber Section 12654 of, the Vehicle Code as proposed by Assembly Bill No. 5, relating to motor vehicle operator's age limits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 676—An act to add Section 12150.5 to the Fish and Game Code, relating to hunting accidents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 305—An act to amend Section 5003 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to license plates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 681—An act to add Section 6705 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the registration of vehicles by servicemen.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 757—An act to add Section 16864 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to fire extinguishers carried on school buses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 387—An act to add Section 2898 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the lapsation of school districts.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assistant Secretary Franklin W. Merrill at the Desk

Assembly Bill No. 1170—An act to amend Sections 12126, 12151, 12153, 12154, 12155, 12276, 12402, 12405, 12431, 12435, 12464, 12465, 12494, 12495, 12622, 12623, 12624, 12626, 12676, 12682, 12801, 12802, 12803, 12834, 12952, 12977, 12997, 13102, 13103, 13105, 13112, and 13113 of, to repeal Sections 12127, 12401, 12403, 12432, 12433, 12434, 12437, 12438, 12461, 12625, and 12998 of, and to add Sections 12440, 12983, and 12998 to, the Revenue and Taxation Code, relating to insurance taxation, to take effect immediately.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Thompson Presiding

At 4.18 p.m., Senator John F. Thompson of the Eighteenth Senatorial District, presiding.

Assembly Bill No. 623—An act to amend Sections 8026 and 8029 of the Elections Code, relating to the recount of ballots for congressional and legislative offices.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 994—An act to add Section 8397 to the Fish and Game Code, relating to squid, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Farr.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Thompson—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Stiern, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 393—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Motion to Refer Bill to Inactive File

Senator Christensen moved that Assembly Bill No. 393 be placed on the inactive file, at the request of the author.

Motion carried.

Assembly Bill No. 187—An act to amend Section 12 of Chapter 1971 of the Statutes of 1957 and Section 325 of the Fish and Game Code, relating to deer.

Bill read third time, and presented by Senator O'Sullivan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 125—An act to amend Sections 3036 and 7151 of the Fish and Game Code, relating to licenses for disabled veterans.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 67—An act to amend Section 3509 of the Fish and Game Code, relating to training dogs.

Bill read third time, and presented by Senator Farr.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 583—An act to amend Section 1101 of the Agricultural Code, relating to egg standards.

Motion to Re-refer Assembly Bill No. 583

Senator Beard moved that Assembly Bill No. 583 be re-referred to Committee on Agriculture.

Motion carried.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 381—An act to repeal Section 6210.6 of the Public Resources Code, relating to the granting of rights-of-way for roads and highways over public lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 384—An act to amend Sections 6505.5 and 6509 of the Public Resources Code, relating to leases of public lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 385—An act to repeal Sections 7726, 7727, and 7728 of, and to amend Section 7729 of, the Public Resources Code, relating to state lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 243—An act to add Section 106.4 to the Agricultural Code, relating to importation of meat.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobby, Collier, Deane, Delwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmquist, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOTES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 685—An act to amend Sections 2619, 2705.5 and 2922 of the Revenue and Taxation Code, relating to the delinquent dates of taxes on property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobby, Collier, Deane, Delwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmquist, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOTES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 386—An act to amend Section 264.1 of, and to add Section 269.85 to, the Agricultural Code, relating to diseased animals, declaring the urgency thereof, to take effect immediately.

Objection Raised

Senator Shaw objected to Assembly Bill No. 386 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 386 to the second reading file.

Assembly Bill No. 639—An act to amend Sections 781, 784.4, and 784.6 of the Agricultural Code, and to add Section 12604.5 to the Business and Professions Code, relating to fruit, nut and vegetable standards and containers.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobby, Collier, Deane, Delwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmquist, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOTES—None.

Bill ordered transmitted to the Assembly.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 233

Senator Brown moved that Senate Bill No. 233 be withdrawn from Committee on Water Resources, and re-referred to Committee on Natural Resources.

Motion carried.

President pro Tempore of the Senate Presiding

At 4:52 p.m. Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the Desk

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1067: By Senator Burns—An act to amend Section 69102 of and to repeal Section 69106 of, the Government Code, relating to the district courts of appeal.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1068: By Senator Shaw—An act creating the Mojave-Antelope Water Agency and prescribing its boundaries, organization, operation, management, financing and other powers and duties of the agency.

Referred to Committee on Water Resources.

Senate Bill No. 1069: By Senator Arnold—An act to add Section 2020.1 to the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1070: By Senator McAteer—An act to add Section 10489.7 to the Insurance Code, relating to life insurance and annuity premiums.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1071: By Senators Rodda and Farr (By request)—An act to add Section 646 to the Welfare and Institutions Code, relating to the compensation of probation officers, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1072: By Senator Miller—An act to amend Sections 930, 978, 979, 982, and 1280 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1073: By Senators Miller and Collier—An act to add Section 26310 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to truck and trailer brakes.

Referred to Committee on Transportation.

Senate Bill No. 1074: By Senators Regan, Short, O'Sullivan, Richards, Farr, Rattigan, Arnold, McAteer, Burns, Beard, Fisher, Christensen, Holmdahl, Cobey, Dolwig, Collier, and Shaw—An act to amend Section 1050 of the Penal Code, relating to continuances in criminal cases, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Senate Bill No. 1075: By Senator Dilworth—An act to amend Section 13824 of, and to add Sections 13824.1, 13824.2, and 13824.3 to, the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1076: By Senator Regan—An act to amend Section 602 of the Penal Code, relating to the crime of trespass.

Referred to Committee on Judiciary.

Senate Bill No. 1077: By Senator Shaw—An act to add Section 2166 to the Welfare and Institutions Code, relating to old age assistance

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1078: By Senator Dolwig—An act making funds available for surveys and studies of an additional San Francisco Bay crossing.

Referred to Committee on Transportation.

Senate Bill No. 1079: By Senator Christensen—An act to add Sections 1494 and 17654.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to unified school districts.

Referred to Committee on Education.

Senate Concurrent Resolution No. 46: By Senator Slattery—Relative to sea lions.

Referred to Committee on Fish and Game.

ADJOURNMENT

At 4.55 p.m., on motion of Senator Fisher, the President declared the Senate adjourned until 3 p.m., Monday, March 30, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-THIRD LEGISLATIVE DAY

SIXTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, March 30, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—34.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we turn our minds today to the words of Jesus, "One is your teacher, and all ye are brethren." In this tradition we pray for the coming of brotherhood, when "none shall suffer for his father's color or the credo of his choice"; when we shall be able to "post proof that brotherhood is not so wild a dream as those who profit by postponing it pretend"; when "man unto his fellowman shall be a friend forever." AMEN.

PLEDGE OF ALLEGIANCE

Senator Byrne led the Senate in pledging allegiance to the Flag.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Coombs, on motion of Senator Johnson, due to illness.

Senator Murdy, on motion of Senator Johnson, due to illness.

Senator Dolwig, on motion of Senator Grunsky, due to illness.

Senator Williams, on motion of Senator Burns, due to illness.

Senator Christensen, on motion of Senator Collier, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Brouillard of Chico.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Russell Taylor of Mill Valley.

On request of Senators Beard and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Roy Beard, brother of Senator Beard, of Sacramento.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mairead O'Loan of County Antrim, Ireland. Mrs. L. R. Beard of Sacramento. Mrs. J. W. Beard and Caroline Beard of El Centro, and Aida Gonzales of Ecuador.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard D. Andrews of Fresno.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert E. Pittsford of Riverside.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vernon Gaston of La Jolla. Mr. and Mrs. Ross Atherton of Orange, and Mrs. Alma Betts of San Diego.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Ross Atherton of Orange.

On request of Senator Richards and Lieutenant Governor Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to David Rice, City Attorney of Hawthorne, and Mayor James Wedworth of Hawthorne.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Stanley Naparst of Berkeley, Miss Marilyn Avrushin of Berkeley, and Fred Harclerod, President, State College of Alameda County, of Hayward.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Clark Gregory, Director of the United States Economic Mission in Greece, of Salinas.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Herbert Ross and John Boucher of San Francisco.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harland Schmidt, teacher, Mrs. Jerome Rocha and Mrs. Albert Ceciliani, parents, and the following students of the Banta Elementary School, Banta, California; Benny Araiza, Chris Castro, Marie Ceciliani, Joan Gardner, David Johnson, Donna Lewis, Tony Martin, Betty Mello, Barbara Pombo, Lela Pitts, Beverly Rocha, Julia Rodriques, Leon Shultz,

Charles Steinmetz, Juanita Sutton, Hugo Trevino, and Donna Underwood.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Marlea Young, teacher, Mrs. Arata and Mrs. Davis, parents, and the following students of Antioch Junior High School: Bob Arata, Terry Biglow, Gloria Clemmons, Michael Crawford, Ronald Crawford, Jo Anne Davis, Jimmy Dominguez, James Fenolio, Mary Ellen Heredia, Bruce Hobbs, Virginia Ives, Paul James, Judy Lambert, Andrea Moore, Albert Panfili, Janet Penney, Rosalie Jorge, Tommy Pleasants, Marion Pokusa, Barbara Smith, Gary Smith, Bob Underwood, Velma Walden, Joan Winger, Irene Heredia, Judy Rowe, Mary Kelly, James Catlett, Donald Schanz, and Regina Robinson.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Groveland Farm Bureau, Groveland, Tuolumne County: Mrs. Sylva Bargman, Mrs. Olive Auser, Mrs. Avis Gookin, Mrs. Cathrine Graham, Mrs. Mabel Auser, Mrs. Lena Cassaretto, Mrs. Opal Secale, Mrs. Velma Swanson, Mrs. Lee Crawford, Mrs. Wilma Hallowell, Mrs. Jackie Oldenburg, Mrs. Arlene Wedel, Mrs. Margaret Anker, Mrs. Margaret Brunette, Mrs. Mildred Braeski, Mrs. Jean Brunette, Mrs. Leona Macdonald, Mrs. Lucille Fisher, Mrs. Alga Lumsden, Mrs. Selina Lumsden, Mrs. Anne Vanderplaats, Mrs. Mary Crook, Mrs. Lois Avey, Mrs. Oleta Segale, Mrs. Lucilla Bertkem, Mrs. Esther Golob, Mrs. Minnie Lyons, Mr. William Bargman, Mr. Reid Auser, Mr. Frank Graham, Mr. Robert Wedel, Mr. George Gookin, Mr. Joe Brunette, and Mr. Ike Brunette.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 30, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 229

Assembly Bill No. 263

Assembly Bill No. 752

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

WYNNE A. SAVAGE, Real Estate Commissioner, vice Fred W. Griesinger, resigned;

BRADFORD CRITTENDEN, Commissioner of California Highway Patrol, vice Bernard R. Caldwell, resigned;

AUGUST LAWRENCE PINELLI, JR., Member, Board of Trustees, Sonoma State Hospital, vice Ray Grinstead, resigned;

BERT C. AUSTIN, Member, State Mining Board, vice J. P. Hall, resigned;

JOHN W. BRYANT, Member, California Water Commission, vice Everett L. Grubb, term expired;

DR. CHARLES M. GRUBER, SR., Member, Board of Trustees, Patton State Hospital, vice Dr. Daniel F. Mahoney, deceased;

ROGER S. WOOLEY, Member, California Highway Commission, vice Fred W. Speers, term expired;

Mrs. NINA G. COCHRANE, Member, Board of Trustees, Mendocino State Hospital, vice Mrs. Helen Walton;

HARRY W. FALK, JR., Member, State Athletic Commission, vice self; Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

The above reported appointments by the Governor, to be confirmed by the Senate, were ordered printed in the Journal upon request of Senator Burns.

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 86	Senate Bill No. 413
Senate Bill No. 158	Senate Bill No. 417
Senate Bill No. 224	Senate Bill No. 420
Senate Bill No. 284	Senate Bill No. 437
Senate Bill No. 298	Senate Bill No. 578
Senate Bill No. 333	Senate Bill No. 581
Senate Bill No. 359	Senate Bill No. 634
Senate Bill No. 406	Senate Bill No. 667
Senate Bill No. 407	Senate Bill No. 689
Senate Bill No. 408	Senate Bill No. 690
Senate Bill No. 409	Senate Bill No. 713
Senate Bill No. 410	Senate Bill No. 725
Senate Bill No. 411	Senate Bill No. 765
Senate Bill No. 412	

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 54

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 460	Senate Bill No. 599
Senate Bill No. 549	Senate Bill No. 613
Senate Constitutional Amendment No. 7	

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Agriculture

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 1131

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 841

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7; absent 2.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Bill No. 35

Assembly Bill No. 502

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Bill No. 34

Assembly Bill No. 907

Assembly Bill No. 638

Assembly Bill No. 1106

Assembly Bill No. 641

Assembly Bill No. 1107

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

BYRNE, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 45

Assembly Concurrent Resolution No. 77

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Agriculture

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Assembly Bill No. 1108

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 250

Assembly Bill No. 251

Assembly Bill No. 254

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 252

Has had the same under consideration, and reports the same back with the recommendation: Do pass. On Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 726

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 102

Senate Bill No. 172

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 102

Senator Gibson moved that Senate Bill No. 102 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 102—An act to add Chapter 2 (commencing at Section 17700) to Part 3 of Division 7 of, and to repeal Chapter 2 (commencing at Section 17700) of Part 3 of Division 7 of, the Business and Professions Code, relating to trading stamps and premium coupons.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "2 (commencing at Section 17700)", and insert "3 (commencing at Section 17800)".

Amendment No. 2

In lines 2 and 3 of the title, strike out "2", and to repeal Chapter 2 (commencing at Section 17700) of Part 3 of Division 7 of,".

Amendment No. 3

In lines 4 and 5 of the title, strike out "and premium coupons".

Amendment No. 4

On page 1, strike out lines 1 to 7, inclusive, and insert "SECTION 1. Chapter 3 (commencing at Section 17800) is added to Part 3 of Division 7 of the Business and Professions Code, to read:

CHAPTER 3. TRADING STAMPS".

Amendment No. 5

On page 1, line 11, strike out "17700", and insert "17800".

Amendment No. 6

On page 1, line 12, strike out "and Premium Coupon".

Amendment No. 7

On page 1, line 13, strike out "17701", and insert "17801".

Amendment No. 7.5

On page 1, line 15, strike out "except a premium coupon,".

Amendment No. 8

On page 2, line 3, strike out "17702. "Premium coupon" means", and insert " "Trading stamp" does not include".

Amendment No. 9

On page 2, line 10, strike out "17703", and insert "17802".

Amendment No. 10

On page 2, line 14, strike out "17704", and insert "17803".

Amendment No. 11

On page 2, line 16, strike out "17705", and insert "17804".

Amendment No. 12

On page 2, line 19, strike out "17706", and insert "17805".

Amendment No. 13

On page 2, line 21, strike out "17707", and insert "17806".

Amendment No. 14

On page 2, between lines 28 and 29, insert

"17807. Trading stamps issued by a licensee under this chapter are exempt from the Corporate Securities Law (Division 1, commencing at Section 25000, of Title 4 of the Corporations Code)."

Amendment No. 15

On page 2, strike out lines 32 to 45, inclusive.

Amendment No. 16

On page 2, line 46, strike out "17711", and insert "17810".

Amendment No. 17

On page 3, line 1, strike out "17712", and insert "17811".

Amendment No. 18

On page 3, strike out lines 5 to 12, inclusive, and insert "Trading stamps shall only be presented for redemption in cash in an amount aggregating not less than five cents (\$0.05)."

Amendment No. 19

On page 3, line 13, strike out "17714", and insert "17812".

Amendment No. 20

On page 3, line 18, strike out "17715", and insert "17813".

Amendment No. 21

On page 3, line 21, strike out "17716", and insert "17814".

Amendment No. 22

On page 3, strike out line 30, and insert

"17815. Except as provided in Section 17818, any person".

Amendment No. 23

On page 3, line 35, strike out "17718", and insert "17816".

Amendment No. 24

On page 3, line 42, strike out "17719", and insert "17817".

Amendment No. 25

On page 3, line 45, strike out "17720", and insert "17818".

Amendment No. 26

On page 4, line 15, strike out "not", and strike out lines 16 and 17, and insert "necessary for the holder to present trading stamps in an amount aggregating not less than five cents (\$0.05) for redemption in cash."

Amendment No. 27

On page 4, line 26, strike out "17721", and insert "17819".

Amendment No. 28

On page 4, line 27, strike out "or redemption".

Amendment No. 29

On page 4, line 35, strike out "17725", and insert "17825".

Amendment No. 30

On page 4, lines 42 and 43, strike out "during the preceding year", and insert "for the preceding fiscal year ending on or before September 30th or for the calendar year preceding the year in which the application is filed".

Amendment No. 31

On page 4, line 44, strike out "17726", and insert "17826".

Amendment No. 32

On page 4, lines 46 and 47, strike out "all books of account relating to the issue", and insert "records indicating the issuance".

Amendment No. 33

On page 4, strike out line 50, and insert "whom process in all civil proceedings may be served. The applicant or licensee shall also authorize the commissioner to be his true and lawful attorney upon whom process may be served in all civil proceedings in the event that his attorney of record cannot be found in this State after reasonable search."

Amendment No. 34

On page 5, line 1, strike out "17727", and insert "17827".

Amendment No. 35

On page 5, line 5, strike out "and", and insert "for the use of the State and of any person who has a cause of action against the principal or surety on the bond under the provisions of this chapter. The bond shall be".

Amendment No. 36

On page 5, line 18, strike out "17728", and insert "17828".

Amendment No. 37

On page 5, line 19, strike out "17727", and insert "17827".

Amendment No. 37.5

On page 5, line 24, strike out "in preceding year".

Amendment No. 38

On page 5, strike out line 33, and insert "17829. The bond required by Section 17827 shall remain in".

Amendment No. 39

On page 5, between lines 48 and 49, insert "When an action is commenced on a bond the commissioner may require the filing of a new bond and, immediately upon the recovery in any action on the bond, shall require the filing of a new bond. Failure to file a new bond within 10 days after recovery on the bond, or within 10 days after notification by the commissioner that a new bond is required constitutes grounds for the suspension or revocation of a license. The surety on the new bond shall not be required to assume any liability for trading stamps issued under preceding bonds."

Amendment No. 40

On page 5, line 49, strike out "17730", and insert "17830".

Amendment No. 41

On page 6, line 2, after "stamps", insert "for which the commissioner shall issue a receipt".

Amendment No. 42

On page 6, lines 20 and 21, strike out "destroy the trading stamps filed with him", and insert "mail the trading stamps filed with him to the issuing trading stamp company".

Amendment No. 43

On page 6, line 37, after "the commissioner.", insert "In any second or subsequent actions, any recovery made by the commissioner shall be prorated among the claimants."

Amendment No. 44

On page 6, line 42, strike out "17731", and insert "17831".

Amendment No. 45

On page 6, line 43, strike out "17730", and insert "17830".

Amendment No. 46

On page 6, line 51, strike out "17732", and insert "17832".

Amendment No. 47

On page 7, line 5, strike out "17733", and insert "17833".

Amendment No. 48

On page 7, strike out lines 8 and 9, and insert "pursuant to Section 17830 and shall mail the trading stamps filed with him pursuant to that section to the issuing trading stamp company."

Amendment No. 49

On page 7, strike out lines 14 to 16, inclusive, and insert "17834. The costs incurred by the commissioner in performing the duties set forth in Sections 17830, 17831, 17832, and 17833 shall constitute a proper charge against the trading".

Amendment No. 50

On page 7, between lines 22 and 23, insert "17835. The conviction of a felony involving moral turpitude of an applicant for license, or a partner, officer or director thereof, constitutes grounds for the denial of a license."

Amendment No. 51

On page 7, line 23, strike out "17735", and insert "17836".

Amendment No. 52

On page 7, line 27, strike out "17736", and insert "17837".

Amendment No. 53

On page 7, line 34, strike out "17737", and insert "17838".

Amendment No. 54

On page 7, line 35, strike out "17726 or 17727", and insert "17826 or 17827".

Amendment No. 55

On page 7, between lines 37 and 38, insert "17839. The commissioner may, after a hearing, suspend or revoke any license, if he finds that the licensee, or any of its partners, officers, or directors:

(a) Has violated any provision of this chapter or any regulation adopted by the commissioner pursuant to the authority contained in this chapter.

(b) Has been convicted of a felony.

(c) Made any false statement in his application for a license."

Amendment No. 56

On page 7, line 38, strike out "11738", and insert "17840".

Amendment No. 57

On page 7, line 39, strike out "a", and insert "filing an application for a license or a renewal of an existing".

Amendment No. 57.5

On page 7, line 44, strike out "in preceding year".

Amendment No. 58

On page 7, line 47, strike out "300", and insert "500".

Amendment No. 59

On page 7, line 48, strike out "400", and insert "800".

Amendment No. 60

On page 8, line 1, strike out "17739", and insert "17841. Application for a renewal of a license shall be made on or before December 20th of the year in which the license expires."

Amendment No. 61

On page 8, line 2, strike out "expiration thereof", and insert "date specified in this section".

Amendment No. 62

On page 8, strike out line 6, and insert "issuance of a renewal thereof, except as provided in Section 17814."

Amendment No. 63

On page 8, line 7, strike out "17740", and insert "17842".

Amendment No. 64

On page 8, strike out lines 9 and 10, and on line 11 strike out "same time such funds shall".

Amendment No. 65

On page 8, line 13, strike out "17741", and insert "17843".

Amendment No. 66

On page 8, strike out lines 18 to 27, inclusive, and insert "17844. The hearings provided for in this chapter shall be conducted in accordance with the provisions of Chapter 5 (commencing at Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code and the commissioner shall have all the powers granted therein."

Amendment No. 67

On page 8, line 28, strike out "4", and insert "2".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 172

Senator Gibson moved that Senate Bill No. 172 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 172—An act to add Article 4 (commencing at Section 17750) to Chapter 2 of Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out line 1, and insert

"An act to add Section 17811.5 to, and Article 4 (commencing at Section 17850) to".

Amendment No. 2

In line 2 of the title, strike out "2 of Part 3 of Division 7 of", and insert "3 of Part 3 of Division 7 of".

Amendment No. 3

On page 1, strike out lines 1 to 3, inclusive, and insert

"SECTION 1. Section 17811.5 is added to the Business and Professions Code, to read:

17811.5. The cash redemption value of a trading stamp shall be not less than 65 percent of the average retail market value of the merchandise offered by the company in the redemption for each stamp.

SEC. 2. Article 4 (commencing at Section 17850) is added to Chapter 3 of Part 3 of Division 7 of said code, to read:"

Amendment No. 4

On page 1, line 7, strike out "17750", and insert "17850".

Amendment No. 5

On page 1, line 13, strike out "17751", and insert "17851".

Amendment No. 6

On page 1, line 17, after "period", insert ", except that the commissioner shall not change the basic color of the stamps issued by a trading stamp company".

Amendment No. 7

On page 1, line 18, strike out "17752", and insert "17852".

Amendment No. 8

On page 1, line 22, strike out "17753", and insert "17853".

Amendment No. 9

On page 2, strike out line 8, and insert

"17854. Any money deposited under Section 17853, and any".

Amendment No. 10

On page 2, between lines 15 and 16, insert "17855. The prohibition contained in Section 17811 against the redemption of trading stamps except in an amount aggregating not less than five cents (\$.05) shall not operate to prevent the escheat of trading stamps."

Amendment No. 11

On page 2, line 16, strike out "17755", and insert "17856".

Amendment No. 12

On page 2, line 20, strike out "17756", and insert "17857".

Amendment No. 13

On page 2, line 24, strike out "17757", and insert "17858".

Amendment No. 14

On page 2, line 26, strike out "17754", and insert "17854".

Amendment No. 15

On page 2, line 30, strike out "17758", and insert "17859".

Amendment No. 16

On page 2, line 34, strike out "17759", and insert "17860".

Amendment No. 17

On page 2, line 39, strike out "17753", and insert "17853".

Amendment No. 18

On page 2, line 40, strike out "17760", and insert "17861".

Amendment No. 19

On page 2, line 46, strike out "17761", and insert "17862".

Amendment No. 20

On page 2, line 51, strike out "17762", and insert "17863".

Amendment No. 21

On page 3, line 6, strike out "17763", and insert "17864".

Amendment No. 22

On page 3, line 24, strike out "17764", and insert "17865".

Amendment No. 23

On page 3, line 29, strike out "17765", and insert "17866".

Amendment No. 24

On page 3, line 39, strike out "17753", and insert "17853".

Amendment No. 25

On page 3, line 41, strike out "17753", and insert "17853".

Amendment No. 26

On page 3, line 44, strike out "17754", and insert "17854".

Amendment No. 27

On page 3, line 45, strike out "17766", and insert "17867".

Amendment No. 28

On page 3, line 47, strike out "17765", and insert "17866".

Amendment No. 29

On page 3, line 50, strike out "17767", and insert "17868".

Amendment No. 30

On page 4, line 4, strike out "17768", and insert "17869".

Amendment No. 31

On page 4, line 8, strike out "17769", and insert "17870".

Amendment No. 32

On page 4, line 17, strike out "17770", and insert "17871".

Amendment No. 33

On page 4, line 41, strike out "17771", and insert "17872".

Amendment No. 34

On page 4, line 42, strike out "17727", and insert "17827".

Amendment No. 35

On page 4, line 45, strike out "17753", and insert "17853".

Amendment No. 36

On page 5, line 4, strike out "17772", and insert "17873".

Amendment No. 37

On page 5, line 15, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 422

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 422

Senator Thompson moved that Senate Bill No. 422 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 422—An act to amend Sections 6549, 6550.5, 6566, 6625, 6627.5, 6627.6, and 6630 of, and add Section 6549.1 to, the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 3, of the printed bill, as amended in the Senate March 10, 1959, strike out "has", and insert "either: (1) Has".

Amendment No. 2

On page 2, line 6, after "State", insert ", or (2) Has affidavits from at least two persons stating that he has had at least four years practice as a barber in another state or country whose requirements for licensing barbers are not substantially equivalent to those in this State".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 565

Senator Cobey moved that Senate Bill No. 565 be withdrawn from Committee on Elections for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 565—An act to amend Sections 88, 2400, 5901, 5901.5, 5931, 5932, 5970, 7207, 7609, 7799, 7803.1, 7804, 7840, 7841, 7841.5, 7842, 7843, 7844, 7845, 7847, 7848, 8001, 8002, 8003, 8004, 8005, 8008, 8025.5, 8026, 8027, 8131, 8132, 8134, 8136, 8137, 8140, 8501, 8530, 8531, 8602, and 8603 of, to add Sections 7801, 7802, 7849, and 8029.5 to, to repeal and add Article 1 (commencing with Section 7920) and to repeal Article 2 (commencing with Section 7960), of Chapter 7 of Division 9 of, and to repeal Sections 5932.5, 7801, 7801.5, 7802, 7803, 7806, 7807, 8133, and 8135 of, the Elections Code, relating to the canvass of ballots.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "first Monday", and insert "second Tuesday".

Amendment No. 2

On page 6, strike out lines 11 and 12, and insert "be completed after an immediate count by the staff of the clerk and included with the canvass of returns from the precincts."

Amendment No. 3

On page 6, strike out lines 20 to 24, inclusive.

Amendment No. 4

On page 6, line 25, strike out "elections except:", and insert "statewide elections, including the primary and general elections."

Amendment No. 5

On page 6, strike out lines 26 to 30, inclusive.

Amendment No. 6

On page 6, line 31, after the second "the", insert "semiofficial".

Amendment No. 7

On page 7, line 6, strike out "ballots", and insert "returns".

Amendment No. 8

On page 7, line 7, strike out "counted", and insert "tabulated".

Amendment No. 9

On page 7, line 33, strike out "Monday", and insert "second Tuesday".

Amendment No. 10

On page 9, line 27, strike out "completion of", and insert "deadline for".

Amendment No. 11

On page 11, line 27, strike out "Monday", and insert "second Tuesday".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Motion to Print With a Rush Order

Senator Cobey moved that Senate Bill No. 565 be sent to print with a rush order.

Motion carried.

WITHDRAWAL FROM COMMITTEE OF ASSEMBLY BILL NO. 350

Senator Cobey moved that Assembly Bill No. 350 be withdrawn from Committee on Elections for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 350—An act to amend Section 6800 of, to add Section 6804 to, and to repeal Sections 6804, 6805, and 6806 of, the Elections Code, relating to electronic and electromechanical tabulation of ballots.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 19, 1959, after "of," insert "and".

Amendment No. 2

In line 1 of the title, strike out "6804", and insert "6807.5".

Amendment No. 3

In lines 2 and 3 of the title, strike out "and to repeal Sections 6804, 6805, and 6806 of,".

Amendment No. 4

On page 1, strike out lines 7 and 8.

Amendment No. 5

On page 1, line 9, strike out "3", and insert "2".

Amendment No. 6

On page 1, line 9, strike out "6804", and insert "6807.5".

Amendment No. 7

On page 1, line 10, strike out "6804", and insert "6807.5".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Motion to Print With a Rush Order

Senator Cobey moved that Assembly Bill No. 350 be sent to print with a rush order.

Motion carried.

LETTER OF TRANSMITTAL

SENATE CHAMBER, March 25, 1959

*Hon. Glenn M. Anderson, President of the Senate
Senate Chamber, State Capitol*

DEAR MR. ANDERSON: The Senate Legislative Representation Committee has met and is herewith submitting a progress report for consideration of the Members of the Senate.

The committee requests that this progress report be appropriately inserted in the Senate Daily Journal.

Respectfully submitted,

HUGO FISHER, Chairman
STANLEY ARNOLD, Vice Chairman
JOHN A. MURDY

DONALD L. GRUNSKY
JAMES J. McBRIDE

PROGRESS REPORT OF THE SPECIAL SENATE COMMITTEE ON
LEGISLATIVE REPRESENTATION

This committee, pursuant to the duties with which it is charged by the Standing Rules of the Senate and Section 9909 of the Government Code, has reviewed the statements, letters of authorization, and monthly reports of the persons hereinafter named, and unless good cause to the contrary is shown, each of the persons named in this report is entitled to have this committee grant to him a certificate of registration as legislative advocate. Accordingly, not less than five days

after the filing of this report, unless in the meantime good cause for not doing so appears, your committee will grant certificates of registration as legislative advocate to the following named persons:

Legislative Advocates

- Anderson, Carl A., 464 Clementina Street, San Francisco 3
Heidelberg Pacific, Inc.
- Andrews, William S., El Mirador Hotel, Sacramento
California Electric Power Company
Pacific Gas & Electric Company
San Diego Gas & Electric Company
- Barnes, Albert E., Route 2, Box 1885, Florin
The Shop Crafts Legislative Committee
- Barri, Henry C., 4424 14th Avenue, Sacramento
The Shop Crafts Legislative Committee
- Bell, William D., 951 Franville Avenue W., Los Angeles
California Parents Association for Child Care Centers
- Blakely, Francis H., 1617 P Street, Sacramento
Independent Garage Owners of California, Inc.
- Blalock, J. T., El Mirador Hotel, Sacramento
Pacific Indemnity Company
- Bookman, Joe, 206 South Spring Street, Los Angeles 12
Los Angeles County Peace Officers Protective Association
- Breyer, Irving G., 135 Van Ness Avenue, San Francisco
San Francisco Board of Education
- Bullock, R. J., 1020 8th Street, Sacramento
California Association of Collectors, Inc.
- Carson, William C., P. O. Box 800, Modesto
Travel Trailer Clubs of America, Inc.
- Childers, Alonzo, 1325 15th Street, Sacramento
California Institute of Social Welfare
- Claypool, Leslie E., Hotel Senator, Sacramento
City of Los Angeles
- Conn, Zel, Senator Hotel, Sacramento
American Building Contractors Association, Inc.
American Institute of Building Design
National Overhead Door Association, Inc.
- Cook, Robert J., 927 10th Street, Suite 311, Sacramento
California Federation of Service Stations
- Difani, George D., 6816 Stanley Avenue, Carmichael
Salmon Unlimited
- Eberhard, Ray C., Senator Hotel, Sacramento
Affiliated Teacher Organizations of Los Angeles
- Edwards, R. J., Park Mansions Apt., Sacramento
California Marine Parks and Harbors Association
- Elliot, Jesse H., Crest Theatre, Sacramento
Fox West Coast Theatres Corp.
- Ellis, David A., 910 19th Street, Sacramento
Independent Garage Owners of California, Inc.
- Epley, Garlan, P. O. Box 389, Marysville
California Association of Collectors, Inc.
- Fletcher, John R., 1326 N Street, Apt. 37, Sacramento
California Council of the Blind

- Fleury, Gordon A., 926 J Bldg., Sacramento 14
Referees of the Industrial Accident Commission (Association of)
- Fluharty, Jesse E., Forum Bldg., Sacramento
California Association of Recreation and Park Districts
- Gardner, James N., 4124 22d Street, Sacramento
California Retired Teachers Association
- Gelber, Louise C., 112 Lexington Avenue, El Monte
California Federation of Business and Professional Women
- Genser, Joseph, 340 11th Street, Richmond
California State Federation of Teachers
- Gibbens, C. M., Regis Hotel, Room 304, Sacramento
Brotherhood Railway Carmen of America
- Gibbs, Charles E., Room 246, 25 California St., San Francisco 11
Associated Farmers of California, Inc.
- Gill, Joseph C., 727 W. 7th Street, Los Angeles
California Association of Recreation and Park Districts
- Gofourth, James D., 350 Bush Street, San Francisco 4
California State Chamber of Commerce
- Guy, Arthur D., Jr., 202 South Hamilton Drive, Beverly Hills
Fountain Freezer Association
- Haggerty, Gerald P., El Mirador Hotel, Sacramento
California Grocers Association
- Hart, Fred J., 2454 Van Ness Avenue, San Francisco 9
National Health Federation
- James, Leonard G., 310 Sansome Street, San Francisco 4
California Marine Parks and Harbors Association
- Jenkins, Thomas M., Senator Hotel, Sacramento
North Coast County Water District
- Jones, Robert H., 821 Market Street, San Francisco
California Association of Collectors, Inc.
- Kaitz, Walter, 2011 Yale Street, Sacramento
California Broadcasters Association, Inc.
- Kennedy, Anthony J., 635 Forum Bldg., Sacramento
California Association of Tobacco Distributors, Inc.
- Kilroy, Dr. Dan O., 3300 Third Avenue, Sacramento
California Medical Association, Committee on Legislation
- Knox, Phil, Jr., 1107 Ninth Street, Sacramento
California Manufacturers Association
- Kozeliski, Frank "Kay," 1700 South Wall Street, Los Angeles 15
Heidelberg Pacific, Inc.
- Kramm, Ernest G., 1010 25th Street, Sacramento
National Electrical Contractors Association
- Lawrence, Richard J., 900 Forum Bldg., Sacramento
L. A. Walker Company
- Letson, Ed., P. O. Box 1007, Norwalk
California Association of Collectors, Inc.
- Lindsay, Francis C., P. O. Box 457, Loomis
South Sutter Water District
- Long, Stanley E., Senator Hotel, Sacramento
Travel Trailer Manufacturer's Council, Inc.

- McClure, Warren A., Senator Hotel, Sacramento
North Coast County Water District
- McFarland, John P., Senator Hotel, Sacramento
National Fraternal Congress of America
- McGilvray, Kenneth G., 714 Forum Bldg., Sacramento
Credit Managers Association of Southern California
- McMillan, E. A., Room 304, Regis Hotel, Sacramento
Brotherhood of Railway & Steamship Clerks
- Madigan, Eugene C., Senator Hotel, Sacramento
International Association of Machinists
- Marcus, Paul M., 228 E. 7th Street, Long Beach 13
Long Beach City Employees' Association, Inc.
- Marsh, Wm. F., & Associates, 617 South Olive, Los Angeles 14
Helen Edwards & Staff Employment
Ocean Fish Protective Association
- Martin, Ben D., Room 240, 11th and L Bldg., Sacramento
California Newspaper Publishers Association
- Martin, Theodore W., P. O. Box 112, Whittier
State Highway Employees' Association
- Matchan, Don C., 2454 Van Ness Avenue, San Francisco 9
National Health Federation
- Miller, Howard E., 821 South Pacific Avenue, San Pedro
San Pedro Fisheries Institute
- Mower, Mrs. Jan, 215 4th Street, Rodeo
California Boating Council, Inc.
- Moyse, Ralph E., 414 Front Street, San Francisco
Wholesale Fruit and Produce Dealers Association of San Francisco
- Mulkey, George A., Senator Hotel, Sacramento
International Brotherhood of Electrical Workers
- Munro, Russell S., 5329 Caleb Avenue, Sacramento
California State Restaurant Association
- Nielsen, Roy J., 309 Bank of America Bldg., Sacramento
Sacramento Printing Pressmen & Assistants Union 60
- Nizetich, Anthony V., Senator Hotel, Sacramento
Fisherman's Cooperative Association
- O'Connor, John, 607 South Hobart Blvd., Los Angeles 5
Trailer Coach Association
- Pottorff, George B., Room 531, 11th and L Bldg., Sacramento
Pan American World Airways
- Read, Eugene A., Forum Bldg., Sacramento
California Manufacturers Association
- Redwine, Kent H., El Mirador Hotel, Sacramento
Trailer Coach Association
- Reeder, Fay S., Crest Theatre, Sacramento
Fox West Coast Theatres Corp.
- Samuels, Tom, 222 South 2nd Street, San Jose
Building Material Dealers Association
- Santocono, Gale, 352 Golden Gate Avenue, San Francisco
California Society of Designers, Inc.

- Schumacher, Thomas C., Jr., Senator Hotel, Room 219, Sacramento
California Trucking Associations, Inc.
- Sherman, Robert M., 14 West 41st Avenue, San Mateo
California Society of Designers, Inc.
- Storfer, George E., 1700 South Wall Street, Los Angeles
Heidelberg Western Sales Company
- Sweigert, William Thomas, Jr., 616 Eye Street, Sacramento
Canners League of California
- Vial, Donald, Suite 301-2 Senator Hotel, Sacramento
California Labor Federation, AFL-CIO
- Ward, Bernard J., Senator Hotel, Sacramento
City and County of San Francisco
- Ward, Frederick H., 139 N. Broadway, Los Angeles 12
Los Angeles County Employees Association
League of County Employee Associations
- Weller, Frank C., El Mirador Hotel, Sacramento
Credit Manager Association of Southern California
- Whitaker, Alfred A., 3985 McKinley Blvd., Sacramento
California Beverage Retailers Association
- Whitmer, Hollis J., 2131 University Avenue, Berkeley 4
Corporation Unemployment Tax Service
- Wood, Mrs. Lydia A., 8589 Burton Way, Los Angeles 48
Women's Christian Temperance Union of Southern California
- Wyman, Eugene L., 118 South Beverly Drive, Beverly Hills
California Association of Chiropodists, Inc.
- Young, Mary E., 604 9th Avenue, San Francisco 9
California Parents Association for Child Care Centers

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Teale:

SENATE CHAMBER, March 23, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 999 An act to create the Mariposa County Water Agency, prescribing its powers and duties, providing for its organization, operation, and management, and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for issuance of bonds, providing for the levy and collection of taxes for the payment of such indebtedness, providing for the issuing of bonds payable solely from revenues of the agency, providing for the levy and collection of taxes for the payment of general agency expenses and for cooperation and contracts with any entity, declaring the urgency thereof and providing that this act shall take effect immediately.

Respectfully submitted,

SENATOR TEALE

Recommendation of Committee on Rules

SENATE CHAMBER, March 30, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

Resolution to Suspend Constitutional Provision

The following resolution was offered:

By Senator Teale:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 999.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—33.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, March 23, 1959; Tuesday, March 24, 1959; Wednesday, March 25, 1959; and Thursday, March 26, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Beard:

Senate Resolution No. 69

Relating to the commendation of Mr. Danny Danenberg

WHEREAS, The lettuce industry in Imperial and Riverside Counties has experienced a successful marketing season under adverse circumstances; and

WHEREAS, A great deal of the credit must be ascribed to the enactment of a self-imposed regional marketing order; and

WHEREAS, The success of the marketing order is due in large part to the unstinting efforts of Mr. Danny Danenberg, the long hours he spent in talking to many people and the energy he exerted in undertaking the task of convincing his fellow lettuce-growers that the marketing order represented sound business policy; and

WHEREAS, To achieve this most worthy end Mr. Danenberg was forced to expend his own money, neglect his family and accept with patience and humility the scorn and veiled insults of those who were not willing to be convinced that what he was trying to do was the right and proper thing; and

WHEREAS, Day after day, in spite of the bleak outlook, Danny struggled on, never losing confidence in himself and the work he was doing and, sticking to his ideals, he finally won the hard battle; and

WHEREAS, These herculean efforts were successful in convincing a group of lettuce-growers and shippers, men imbued with the American farmer's traditional spirit of rugged independence, that they should give up, in the interest of the industry, some of their highly prized individual rights to ship their crops and, instead, to delegate to their competitors a voice in deciding how much and when they could harvest; and

WHEREAS, Without the tireless work of Danney Danenberg it is almost certain that the estimated ten-million-dollar lettuce crop in the Imperial Valley for this season would have shown a very large deficit to everyone concerned; but his leadership and his sacrifices made it possible for many growers and shippers to finish the season with a profit rather than a heavy loss; and

WHEREAS, The entire buying trade, throughout the United States and Canada, has also shown substantial benefits from this program; and

WHEREAS, Under the fine chairmanship of Danny Danenberg, each member of the advisory board, whether he was for or against the pro rate act, co-operated wholeheartedly, not from a personal standpoint, but for the welfare of the industry as a whole, which resulted in a remarkable demonstration of a smoothly-working team carrying out its difficult task of trying to assess and determine the answers to myriad questions of quota and policy, so that everyone would receive fair and impartial treatment, and this was accomplished with signal success; and

WHEREAS, Danny Danenberg was given invaluable assistance by Mr. Frank Bennett of the State Department of Agriculture, an outstanding public official, as well as by Mr. Glen Simmons, as manager; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this house join with the lettuce industry in commending Danny Danenberg for his hard work and perseverance even at great personal sacrifice, and for his success in bringing about the inauguration of the regional marketing order which has led to such a successful lettuce season; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit a suitably prepared copy of this resolution to Mr. Danny Danenberg.

Resolution read, and unanimously adopted on motion of Senator Beard.

By Senators Holmdahl, Farr, Rodda, Regan, Short, O'Sullivan, Slatery, Collier, and McAteer:

Senate Resolution No. 70

Relative to commending the University of California

WHEREAS, It was with great pleasure and a deep sense of pride that the Members of the Senate of the State of California learned of the basketball victory of the University of California Golden Bears on March 21, 1959, to become National Collegiate Athletic Association Champions; and

WHEREAS, Champions of the Pacific Coast Conference in basketball for the third consecutive year, the Bears, with a record of 25 victories and but four losses completed the most successful season in the history of University of California athletics; and

WHEREAS, Basketball Coach Pete Newell has been elected "Northern California Coach of the Year" in 1957, 1958 and 1959 by the Northern California writers and sportscasters for his outstanding coaching accomplishments while at the University of California; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate of the State of California do hereby extend to the University of California, to Pete Newell, and to the individual members of the basketball team their sincere and heartiest congratulations upon their outstanding victory in the National Collegiate Athletic Association Tournament in Louisville, Kentucky; and be it further

Resolved, That the Secretary of the Senate be hereby directed to prepare and transmit suitably prepared copies of this resolution to the President of the University of California, Dr. Clark Kerr; to Chancellor of the Berkeley campus of the University of California, Glenn T. Seaborg; to Pete Newell, coach of the Golden Bears; and to each member of the team.

Resolution read, and unanimously adopted on motion of Senator Holmdahl.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 28—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization and the State Personnel Board, and the Members of the Senate and Assembly.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Concurrent Resolution No. 28?

Amendment No. 1

In line 5 of the title of the printed measure, after "Equalization", insert "and the State Personnel Board".

Amendment No. 2

On page 1, between lines 11 and 12, insert "to Glenn R. Baker, Ford A. Chatters, Robert S. Ash, Robert D. Gray, and Emory E. Olson, members of the State Personnel Board;"

The roll was called, and the Senate concurred in Assembly amendments to Senate Concurrent Resolution No. 28 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson,

McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.
NOES—None.

Above resolution ordered enrolled.

Senate Bill No. 9—An act to add Section 27603 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, and to repeal Section 16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to the painting of buses formerly used as school buses.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 9?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate February 16, 1959, strike out "Section 686.5 to the Vehicle Code, to add".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "686.5 is added to the Vehicle Code", and insert "27603 is added to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 3 through 13, inclusive.

Amendment No. 5

On page 1, line 14, after "when", insert "a motor vehicle formerly used as".

Amendment No. 6

On page 2, strike out lines 1 through 5, inclusive.

Second Set of Amendments to Senate Bill No. 9

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Assembly March 23, 1959, strike out "3", and insert "2".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 9 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 194—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 710—An act to add Chapter 19 (commencing at Section 40500) to Part 2, Division 3, Title 4 of the Government Code, relating to abandoned excavations in cities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In the title of the printed bill, strike out line 1, and insert "An act to add Article 9 (commencing at Section 50230) to Chapter 1, Part 1, Division 1, Title 5".

Amendment No. 2

In line 2 of the title, strike out "Part 2, Division 3, Title 4".

Amendment No. 3

In line 3 of the title, strike out "in cities".

Amendment No. 4

On page 1, strike out lines 1 and 2, and insert

"SECTION 1. Article 9 (commencing at Section 50230) is added to Chapter 1, Part 1, Division 1, Title 5 of the Government Code,".

Amendment No. 5

On page 1, line 4, strike out "Chapter 19", and insert "Article 9".

Amendment No. 6

On page 1, strike out line 6, and insert

"50230. As used in this article:

(a) "Local agency" means a city or a county.

(b) "Legislative body" means the legislative body of a local agency."

Amendment No. 7

On page 1, line 7, strike out "(a)", and insert "(c)".

Amendment No. 8

On page 1, line 10, strike out "chapter", and insert "article".

Amendment No. 9

On page 1, line 11, strike out "(b)", and insert "(d)".

Amendment No. 10

On page 1, line 16, strike out "40501", and insert "50231".

Amendment No. 11

On page 1, line 18, strike out "city", and insert "local agency".

Amendment No. 12

On page 1, line 19, strike out "40502", and insert "50232".

Amendment No. 13

On page 1, line 21, strike out "city assessment map.", and insert "local agency assessment map or by other means sufficient to identify the property. The legislative body may specify the type of covering or fencing required in abating the nuisance."

Amendment No. 14

On page 1, line 22, strike out "40503", and insert "50233".

Amendment No. 15

On page 2, line 1, strike out "40504", and insert "50234".

Amendment No. 16

On page 2, line 10, strike out "40505", and insert "50235".

Amendment No. 17

On page 2, line 13, strike out "40506", and insert "50236".

Amendment No. 18

On page 2, line 25, before the period, insert "(if the legislative body has specified the type of fencing or covering required to abate the nuisance, the specification shall be set forth)".

Amendment No. 19

On page 2, line 26, strike out "city", and insert "(county or city)".

Amendment No. 20

On page 2, line 30, strike out "city", and insert "(county or city)".

Amendment No. 21

On page 2, line 33, before "city", insert "county or".

Amendment No. 22

On page 2, line 39, strike out "City", and insert "County or city".

Amendment No. 23

On page 2, line 41, strike out "40507", and insert "50237".

Amendment No. 23.5

On page 2, line 42, after the period, insert "A copy of the written notice shall be mailed to the owner of the property as shown on the last equalized assessment roll at least five days prior to the time set for hearing objections."

Amendment No. 24

On page 2, line 43, strike out "40508", and insert "50238".

Amendment No. 25

On page 2, line 47, strike out "40509", and insert "50239".

Amendment No. 26

On page 3, line 1, strike out "40510", and insert "50240".

Amendment No. 27

On page 3, line 2, strike out "40511", and insert "50241".

Amendment No. 28

On page 3, line 7, strike out "40512", and insert "50242".

Amendment No. 29

On page 3, line 9, strike out "40513", and insert "50243".

Amendment No. 30

On page 3, line 12, strike out "40514", and insert "50244".

Amendment No. 31

On page 3, line 16, strike out "40515", and insert "50245".

Amendment No. 32

On page 3, line 20, strike out "40516", and insert "50246".

Amendment No. 33

On page 3, line 26, strike out "40517", and insert "50247".

Amendment No. 34

On page 3, line 29, strike out "40518", and insert "50248".

Amendment No. 35

On page 3, line 30, strike out "city assessor and the tax collector", and insert "assessor and tax collector of the local agency".

Amendment No. 36

On page 3, line 32, strike out "municipal", and insert "local agency".

Amendment No. 37

On page 3, line 33, strike out "40519", and insert "50249".

Amendment No. 38

On page 3, line 39, strike out "40520", and insert "50250".

Amendment No. 39

On page 3, line 41, strike out "40521", and insert "50251".

Amendment No. 40

On page 3, line 42, strike out "municipal", and insert "local agency".

Amendment No. 41

On page 3, lines 44 and 45, strike out "municipal", and insert "local agency".

Amendment No. 42

On page 3, line 46, strike out "40522", and insert "50252".

Amendment No. 43

On page 3, line 50, strike out "40523", and insert "50253".

Amendment No. 44

On page 4, line 1, strike out "40524", and insert "50254".

Amendment No. 45

On page 4, line 4, strike out "city", and insert "local agency".

Amendment No. 46

On page 4, line 7, strike out "40525", and insert "50255".

Amendment No. 47

On page 4, line 8, strike out "chapter", and insert "article".

Amendment No. 48

On page 4, line 15, strike out "40526", and insert "50256".

Amendment No. 49

On page 4, line 16, strike out "city officer or employee", and insert "an officer or employee of the local agency".

Amendment No. 50

On page 4, line 17, after "this", insert "article".

Amendment No. 51

On page 4, line 18, strike out "city".

Amendment No. 52

On page 4, line 19, after "fund", insert "of the local agency".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 568—An act to add Article 5 (commencing at Section 50920) to Chapter 4 of Part 1 of Division 1 of Title 5 of the Government Code, relating to extraterritorial law enforcement activities of local peace officers.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Senate March 19, 1959, after "employer", insert "all of".

Amendment No. 2

On page 2, line 14, after "benefits", insert "including the benefits of the Workmen's Compensation Law, Section 3300 of the Labor Code notwithstanding,".

Amendment No. 3

On page 2, line 29, strike out "the various".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 193—An act to amend Section 4500 of the Penal Code, relating to penalties for assaults by prison inmates.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 235—An act to amend Section 17 of the Penal Code, relating to the definition of crimes as felonies or misdemeanors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 399—An act to amend Section 4501 of and to add Section 4501.5 to the Penal Code, relating to assaults by state prison inmates.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 456—An act to amend Section 538c of the Penal Code, relating to misrepresentation in sales of fire-fighting equipment.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 523—An act to add Article 2 (commencing with Section 11035) to Chapter 1 of Division 10 of the Health and Safety Code, relating to searches incident to arrests for narcotic offenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 7, strike out "an", and insert "a lawful".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 281—An act to add Section 70054.5 to the Government Code, relating to fees of official reporters.

Bill read second time, and ordered to third reading.

Assembly Bill No. 284—An act to amend Section 117p of the Code of Civil Procedure, relating to action in small claims courts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 283—An act to amend Section 823 of the Penal Code, relating to bail of person arrested on warrant of another county.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 17, of the printed bill, after the period, insert "If authorized by the county auditor, the magistrate may deposit the money in a bank account pursuant to Section 68084 of the Government Code, and by check drawn on such bank account transmit the amount of the undertaking to the court at which the defendant is required to appear."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 386—An act to amend Section 264.1 of, and to add Section 260.85 to, the Agricultural Code, relating to diseased animals, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Assembly Bill No. 386

Senator McBride moved that Assembly Bill No. 386 be re-referred to Committee on Finance.

Motion carried.

THIRD READING OF SENATE BILLS

Senate Bill No. 187—An act to amend Section 2468 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to reorganization of school districts.

Motion to Refer Bill to Inactive File

Senator Grunsky moved that Senate Bill No. 187 be placed on the inactive file.

Motion carried.

Senate Bill No. 54—An act to amend Section 205 of the Revenue and Taxation Code, relating to the veterans' tax exemption.

Bill read third time.

Motion to Re-refer Senate Bill No. 54

Senator Farr moved that Senate Bill No. 54 be re-referred to Committee on Military and Veterans Affairs.

Motion to Amend

Senator Burns moved that the motion by Senator Farr be amended by striking out Military and Veterans Affairs and inserting Revenue and Taxation.

The President directed the Secretary to call the roll.

The roll was called, and the motion to amend lost by the following vote:

AYES—Senators Brown, Burns, Byrne, Cobey, Collier, Dilworth, Gibson, Grunsky, Johnson, McBride, McCarthy, Miller, and Roeder—13.

NOES—Senators Arnold, Board, Berry, Donnelly, Elhart, Farr, Fisher, Hollister, Holmstedt, McAtee, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Stiern, and Thompson—20.

Further Consideration of the Motion by Senator Farr to Refer Senate Bill No. 54 to Military and Veterans Affairs Committee

The President put the question.

The question being on the motion by Senator Farr to re-refer Senate Bill No. 54 to Military and Veterans Affairs Committee.

Motion carried.

Senate Bill No. 450—An act to amend Section 2353 of the Fish and Game Code, relating to the importation of fish and game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Board, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Elhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmstedt, Johnson, McAtee, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 573—An act to amend Section 1052 of the Fish and Game Code, relating to licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Ehart, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 86—An act to add Section 7717.6 to the Education Code, and Section 19588.1 to the Education Code as proposed by Senate Bill No. 2, relating to state school building aid.

Motion to Re-refer Senate Bill No. 86

Senator McBride moved that Senate Bill No. 86 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 333—An act to amend Section 301 of the Education Code, amend Section 601 of the Education Code as proposed by Senate Bill No. 2, and repeal Section 601.1 of the Education Code as proposed by Senate Bill No. 2, relating to county boards of education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 158—An act to amend Sections 2710 and 2801 of the Unemployment Insurance Code, relating to unemployment disability compensation hospital benefits.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 613—An act to add Article 4.5 (commencing with Section 19501) to Chapter 4, Division 8 of the Business and Professions Code, relating to the licensing and regulation of persons selling or offering to sell information predicting the outcome of horseraces.

Motion to Re-refer Senate Bill No. 613

Senator McBride moved that Senate Bill No. 613 be re-referred to Committee on Finance.

Motion carried.

Senate Constitutional Amendment No. 7—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 5, 6, and 27 of Article IV, relating to the Legislature, and providing for reapportionment of assembly and congressional districts to conform thereto.

Motion to Re-refer Senate Constitutional Amendment No. 7

Senator McBride moved that Senate Constitutional Amendment No. 7 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 380—An act to repeal Articles 3 (commencing at Section 7751), 4 (commencing at Section 7771), and 5 (commencing at Section 7901) of Chapter 4, Part 3, Division 6 of, and Section 7994 of, the Public Resources Code, relating to state lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Farr, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 284—An act to amend Section 27641 of the Government Code, relating to the county counsel.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Ehrhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 359—An act to amend Section 19 of the Vallejo Sanitation and Flood Control District Act (Chapter 17, Statutes of 1952 First Extraordinary Session), relating to annexation of land to the Vallejo Sanitation and Flood Control District, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 725—An act to amend Sections 4715 and 4725 of the Health and Safety Code, relating to the formation and consolidation of county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 765—An act to add Section 25843 to the Government Code, relating to county government.

Bill read third time.

Motion to Amend

Senator Fisher moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "programs", insert "except that no award shall exceed twenty dollars (\$20) in value and that no individual may receive more than one such award per year".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 30, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 99

ARTHUR A. O'HINIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Secretary J. A. Beek at the Desk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 99—Relative to the appearance of the Legislative Counsel as a friend of the Supreme Court of California in State Board of Education v. Levit, Sac. No. 7057.

Request for Unanimous Consent

Senator Miller asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 99, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 99

Assembly Concurrent Resolution No. 99—Relative to the appearance of the Legislative Counsel as a friend of the Supreme Court of California in State Board of Education v. Levit, Sac. No. 7057.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Teale, and Thompson—32.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 26, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 297

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 297—An act to amend Section 30350 of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of Division 17 of the Streets and Highways Code, relating to the San Mateo-Hayward and Dumbarton Bridges, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 30, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 466

Assembly Bill No. 763

Assembly Bill No. 974

Assembly Bill No. 1317

Assembly Bill No. 1454

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 466—An act to add Article 3.5 (commencing with Section 1221) to Chapter 1, of Division 6, of the Military and Veterans Code, relating to the construction of halls, buildings and meeting places by veterans' memorial districts.

Referred to Committee on Local Government.

Assembly Bill No. 763—An act to amend Sections 8151 and 8780 of the Fish and Game Code, relating to bait nets.

Referred to Committee on Fish and Game.

Assembly Bill No. 974—An act to amend Section 20493 of, and to add Section 20496 to, the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1317—An act to amend Sections 14004 and 14406 of the Financial Code, relating to credit unions.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1454—An act to amend Section 11715 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to vehicle license plates for manufacturers and dealers.

Referred to Committee on Transportation.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 721—An act to amend Section 8695 of the Fish and Game Code, relating to gill nets.

Bill read third time, and presented by Senator Erhart.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 71—An act to amend Section 8152 of the Fish and Game Code, relating to sardines, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Erhart.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 770—An act to amend Section 10176 of the Insurance Code, relating to disability insurance policies.

Bill read third time.

Motion to Amend

Senator Byrne moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "thereof", and insert "of the policy".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1212—An act to add Section 19.5 to the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), relating to district bonds, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Burns.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1213—An act to amend Section 17 of the Fresno Metropolitan Flood Control Act (Chapter 503 of the Statutes of 1955), relating to bonds, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Burns.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 246—An act to amend Section 2137.1 of the Business and Professions Code, relating to persons authorized to practice medicine in state institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 481—An act to amend Section 2815 of the Business and Professions Code, relating to the practice of nursing.

Motion to Re-refer Senate Bill No. 481

Senator McBride moved that Senate Bill No. 481 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 667—An act to amend Section 1364 of the Financial Code, relating to investments.

Objection Raised

Senator Cobey objected to Senate Bill No. 667 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 667 to the second reading file.

Senate Bill No. 409—An act to repeal Section 23783 of the Business and Professions Code, relating to alcoholic beverage licenses.

Objection Raised

Senator Holmdahl objected to Senate Bill No. 409 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 409 to the second reading file.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 707—An act to amend Sections 27 and 29 of the Streets and Highways Code, relating to maintenance and construction of highway facilities.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 181—An act to amend Section 2733.5 of the Business and Professions Code, relating to temporary permits for nurses.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 704—An act to add Section 6357.4 to the Education Code, and to add Section 20801.5 to the Education Code as proposed by Senate Bill No. 2, relating to school district maximum tax rates.

Objection Raised

Senator Holmdahl objected to Assembly Bill No. 704 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 704 to the second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1080: By Senators Grunsky and Thompson—An act to amend Section 2300 of the Welfare and Institutions Code, relating to boarding homes and institutions for aged persons.

Referred to Committee on Institutions.

Senate Bill No. 1081: By Senators Grunsky and Thompson—An act to amend Section 2303 of the Welfare and Institutions Code, relating to boarding homes and institutions for aged persons.

Referred to Committee on Institutions.

Senate Bill No. 1082: By Senators Grunsky and Thompson—An act to add Section 2313 to the Welfare and Institutions Code, and to add Section 1423 to the Health and Safety Code, relating to boarding and nursing homes and institutions for aged and infirm persons.

Referred to Committee on Institutions.

Senate Bill No. 1083: By Senators Grunsky and Thompson—An act to add Section 2020.003 to the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1084: By Senators Grunsky and Thompson—An act to amend Section 2312 of the Welfare and Institutions Code, and to amend Section 1418.5 of the Health and Safety Code, relating to boarding homes and institutions for aged and infirm persons.

Referred to Committee on Institutions.

Senate Bill No. 1085: By Senator Regan—An act to amend Sections 1141, 3101, 3102, 3103, 3104, 3105, 3106, 3107, 3108, 3109 and 3110, and to repeal Sections 3106.5, 3111, and 3112, of the Revenue and Taxation Code, relating to vessels.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1086: By Senator Stiern—An act to add Section 31110.1 to the Government Code, relating to payment of compensation and expenses to members of a county civil service commission.

Referred to Committee on Local Government.

Senate Bill No. 1087: By Senator Montgomery—An act to add Section 8961.5 to the Health and Safety Code, relating to public cemetery districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 1088: By Senator Regan—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.
Referred to Committee on Judiciary.

Senate Bill No. 1089: By Senator Miller—An act to amend Sections 68540, 68540.5, and 68541 of, and to add Sections 68547 and 75082 to, the Government Code, relating to the assignment of judges.
Referred to Committee on Governmental Efficiency.

Senate Bill No. 1090: By Senators McBride and Teale—An act to add Article 8 (commencing at Section 4875) to Chapter 2 of Part 2 of Division 4 of the Labor Code, to amend the chapter heading of Chapter 11 (commencing at Section 7001) of Part 2 of Division 6 of, to add an article heading before Section 7001 of, to amend Section 7022 of, and to add Article 2 (commencing at Section 7040) to Chapter 11 of Part 2 of Division 6 of, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the vocational rehabilitation of disabled employees.

Referred to Committee on Education.

Senate Bill No. 1091: By Senator Dilworth—An act to amend Section 35407 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to booms carried on vehicles.

Referred to Committee on Transportation.

Senate Bill No. 1092: By Senator Dilworth—An act to add Section 5721 to the Education Code as enacted at the 1959 Regular Session, relating to tuition fees for nonresident junior college students.

Referred to Committee on Education.

Senate Bill No. 1093: By Senators McAteer, Short, Arnold, Hollister, O'Sullivan, Christensen, Miller, Collier, Gibson, Dolwig, Regan, Brown, Farr, Slattery, McCarthy, Berry, Montgomery, Beard, Burns, Cobey, Fisher, and Teale (Co-authored by Assemblymen Dahl, Britschgi, Garrigus, Winton, Frew, Busterud, Waldie, Gaffney, Grant, Petris, Holmes, Hawkins, Belotti, Charles H. Wilson, Thomas, O'Connell, Meyers, Rees, McMillan, Burton, Dills, Marks, and Johnson)—An act to repeal Sections 172, 172a, 172b, 172d, and 172.5 of the Penal Code, and to amend Section 23789 of, and to add Section 23789.5 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1094: By Senators Fisher, Beard, Dilworth, and Burns—An act to amend Section 702 of the Welfare and Institutions Code, relating to contributing to the delinquency of a minor.

Referred to Committee on Judiciary.

Senate Bill No. 1095: By Senator McCarthy—An act to add Section 61755.6 to the Government Code, relating to community services districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Rules**

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Rules has appointed Senator Virgil O'Sullivan to serve on the Standing Committee on Judiciary, to fill the existing vacancy.

BURNS, Chairman

Committee on Governmental Efficiency

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 211

Senate Bill No. 498

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 211

Senator Holmdahl moved that Senate Bill No. 211 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 211—An act to amend Section 24757 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "licenses", and insert "licensees".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 498

Senator Shaw moved that Senate Bill No. 498 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 498—An act to add Section 204.6 to the Welfare and Institutions Code, relating to care at county hospitals.

Bill read second time.

Motion to Amend

Senator Shaw moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, after "unavailable", insert ", if such property is subject to being homesteaded, regardless of whether or not the veteran has applied to homestead the property".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Labor

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred:
Assembly Bill No. 880

Reports the same back with author's amendments with the recommendation: Amend,
and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 880

Senator Montgomery moved that Assembly Bill No. 880 be amended
and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 880—An act to add Section 1773.3 to the Labor
Code, relating to prevailing wage rates.

Bill read second time.

Motion to Amend

Senator Montgomery moved the adoption of the following amend-
ment:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly March 9, 1959, strike
out lines 4 to 9 inclusive, and insert "shall file, annually, with the Director of
Industrial Relations its determination, pursuant to Section 1773 of this code, of
general prevailing rates of per diem wages in the locality in which the public work
is to be performed. If during any annual period the awarding body determines that
there has been a change in any prevailing rate of per diem wages in such locality
it shall notify the Director of Industrial Relations within 10 days thereof."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was
referred:

Senate Bill No. 983

Reports the same back with author's amendments with the recommendation: Amend,
and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 983

Senator Grunsky moved that Senate Bill No. 983 be amended and re-
referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 983—An act to amend Section 814.3 of the Agri-
cultural Code, relating to lettuce containers.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "containers", insert ", declaring the
urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, after line 26, insert

"Sec. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are: Because of a change in lettuce marketing practices heads of lettuce are now smaller, do not pack properly in existing standard containers, and are bruised and damaged in transit. It is necessary that this act take effect immediately in order to prevent further loss and damage to shipments of lettuce in the coming months."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Resolution No. 62

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND SENATE RESOLUTION NO. 62

Senator Hollister moved that Senate Resolution No. 62 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Resolution No. 62—Relative to the Trussell-Winchester Adobe.

Resolution read.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

At the end of the fifth paragraph of said resolution as it appears on page 906 of the Senate Journal of March 23, 1959, after "and", insert "Mr. Ulric L. Trussell, Mr. Edward E. Trussell, and Mrs. Bernice Trussell Logue, are the surviving children of Mr. Edward Trussell who was born in the Trussell-Winchester Adobe and who managed and was Major Domo of the Huasna Ranch in San Luis Obispo County. Mr. Edward E. Trussell and Mr. Ulric L. Trussell who is attached to the Legislative Bill Room in the State Capitol were represented at the dedication by Mrs. Ulric L. Trussell; and".

Amendment No. 2

On line 2 of the ninth paragraph of said resolution after the second "Trussell," insert "Mr. Ulric L. Trussell, Mr. Edward Trussell, Mrs. Bernice Trussell Logue."

Amendments read, and adopted.

Resolution ordered amended, and referred to Committee on Natural Resources.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 107

Senator Regan moved that Senate Bill No. 107 be withdrawn from Committee on Public Health and Safety for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 107—An act to add Chapter 8 (commencing at Section 25700) to Division 20 of the Health and Safety Code, relating to carbon tetrachloride.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 3, 1959, strike out lines 11 to 23, inclusive and insert

"25701. It is unlawful to manufacture, sell, or possess any fire extinguisher containing carbon tetrachloride, to fill or refill any fire extinguisher with carbon tetrachloride, or to sell any carbon tetrachloride for use in any fire extinguisher."

Amendment No. 2

On page 2, line 1, strike out "25705", and insert "25702".

Amendment No. 3

On page 2, in lines 1 and 2, strike out "pursuant to this chapter".

Amendment No. 4

On page 2, line 17, strike out "25706", and insert "25703".

Amendment No. 5

On page 2, line 18, strike out "25705", and insert "25702".

Amendment No. 6

On page 2, line 19, strike out "25707", and insert "25704".

Amendment No. 7

On page 2, line 23, strike out "25708", and insert "25705".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 463

Senator Regan moved that Senate Bill No. 463 be withdrawn from Committee on Judiciary for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 463—An act to amend Section 1506 of the Penal Code, relating to appeals in habeas corpus proceedings.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 1507 to,".

Amendment No. 2

On page 2, after line 6, insert

"SEC. 2. Section 1507 is added to said code, to read:

1507. Where an application for a writ of habeas corpus has been made by or on behalf of any person other than a defendant in a criminal case, an appeal may be taken to the district court of appeal from a final order of a superior court granting all or any part of the relief sought; and where such application has been heard and determined in a district court of appeal, either on an application filed in that court or on appeal from a superior court, and all or any part

of the relief sought has been granted, an application may be made for a hearing in the Supreme Court. Such appeal shall be taken and such application for hearing in the Supreme Court shall be made in accordance with rules to be laid down by the Judicial Council. The court which made the order granting relief or the court in which the appeal or petition for hearing is pending may, in its discretion, and upon such conditions as it deems just, stay the execution of the order pending final determination of the matter."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

ADJOURNMENT

At 5 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, March 31, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FOURTH LEGISLATIVE DAY

SIXTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, March 31, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, grant us to believe that the making of laws is as truly of religious significance as kneeling before a holy altar if integrity of purpose and enlightened conscience are brought to the task. Grant us also to see that both are equally futile if lacking in sincerity and desire to bring that which is good to mankind. AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leave of absence for the day:

Senator Coombs, on motion of Senator Johnson, due to illness.

Senator Murdy, on motion of Senator Johnson, due to illness.

Senator Dolwig, on motion of Senator Grunsky, due to illness.

Senator Williams, on motion of Senator Dilworth, due to illness.

RECESS

At 3.20 p.m., on motion of Senator Fisher, the Senate recessed for the purpose of introducing Miss Dee Anne Flaming (Miss San Diego), Miss Sandra Soliday (Miss Sacramento) and Mrs. P. W. (Betty) Soliday of Sacramento, to the Senate.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Fisher, Byrne, and Stiern as a Special Committee to escort Miss Dee Anne Flaming, Miss Sandra Soliday, and Mrs. P. W. Soliday to the rostrum.

INTRODUCTION OF MISS FLAMING

Senator Fisher introduced Miss Dee Anne Flaming to the Senate.

Miss Flaming addressed the Senate as follows:

Mr. President and Gentlemen of the Senate:

It is my pleasure to bring you greetings from San Diego. I have come to Sacramento to deliver, on behalf of the people of San Diego, an invitation to visit our great county. I would like to read the invitation sent by the Mayor of San Diego:

On behalf of the City of San Diego, may I say that we are delighted you have accepted Senator Fisher's cordial invitation to visit us.

If a picture is worth ten thousand words, the on-the-spot impressions you will receive from this experience will update your remembrances of California's first City.

Cordially,

CHARLES C. DAIL, Mayor

We will be expecting you

Thank you.

REASSEMBLED

At 3.25 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ralph Dailard, Superintendent of Schools, San Diego, of El Cajon.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Bradley Best of Hayward, Mrs. Tony Simmons, Mrs. Joyce Spichtig, and Mrs. Emily Gonzales, of San Lorenzo, and the following girl scouts from St. Johns School, San Lorenzo: Cathleen Abreu, Linda Best, Susan Best, Anne Leonard, Janet Spichtig, Kathleen Kolb, Suzanne Simmons, Martha Rastatter, Mary Rastatter, Joy Zukoski, Emily Gonzales, Diane Radich, Susan Roche, and Valorie Costello.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ruby Abraham of Berkeley, John K. Robinson of Mill Valley, Mr. and Mrs. Neil Cunningham and Teddy Pascual of San Francisco.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marion Randall, Rome Mini, and Oscar Setterquist, directors of the Greater Vallejo Recreation District, of Vallejo, and James Shumway, Solano County Counsel, of Fairfield.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Hon. Everett Lampson, Member of Sonoma County Board of Supervisors of Geyserville.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fred Hodder of Sacramento.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Parko, Mrs. Parker, Mrs. Muster, Mrs. Johnson, Mr. Parko, and Mr. Armstrong, teachers, and the following students of the Yuba-Feather Union Elementary School of Challenge: Gary Bettinger, Sheran Burgess, Georgia Butts, Jim Carbaugh, Willene Carter, Noralee Coffeen, Wayne Crowell, Alberta Finley, Edward Johnson, Sara McGahan, Judie Muster, Mary Parko, Dennis Parker, Ray Standridge, and Bill Terry.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers of the Covington School of Los Altos: Mr. Arden Hill, Mr. Clyde Proctor, Mrs. Dorothy Brown, Mrs. Carol March, and bus driver Mr. Verne Combs, and the following eighth grade students: Tom Booth, Linda Dunaway, Art Mori, Peggy Nakano, Barry Smith, Mike Goodwin, Gail Spencer, Julia Landau, Sherry Howell, Marnie Jordan, Timmy Ablett, Tom Harrell, Ellen Libbey, Mary Glyer, Jean Collins, Gary Ranson, Karen Barnes, Kent Nelson, Beverly Cooper, Ken Tunnell, Arthur Carlson, John Dreesman, Lynne Norton, Virginia Haggardt, Sandy Labes, Pam Frankhauser, Richard Derby, Charlene Vaughan, Lynn Santhoff, Ann Christiansen, Paul Graham, Sharon Ledterman, Linda Heintz, Julie Perkins, Janice Weninger, David Capron, Earl Hanson, Christine Gnesios, Elizabeth Upton, Lynda Santhoff, Joel Kirschbaum, Margaret Finley, Carol Bale, Larry Tower, Lynn Baker, Jim Loftus, Susan Keto, Jean Itakura, Bill Bowers, Denise Malmberg, Marcia Hamister, Mary Byll, Nancy Carroll, George Cotich, and Joseph Malas.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following adults of the John C. Fremont Elementary School Fourth Grade of Antioch, Contra Costa County: Mrs. Margaret Hulbert, Mrs. Margaret Wilcox, Mrs. George Blankenship, Mrs. G. H. Holliday, Mrs. Herman McCoy, Mrs. Norman Lynch, Mrs. Pat Ferguson, Mrs. Donald Schanz, Mrs. Bover, Mrs. Walker, and Mr. Donald R. Curtis, and the following students: Douglas Blanton, Keneth Doxsee, Waymond Jones, Danny Mullins, Robert Pennington, Eddie Veramontes, Larry Williams, Danny Bailey, Donald Frank, Albert Bunt, Leroy Cook, Kenneth Godfrey, Gary Jennings, John Kirkpatrick, David Goettsch, Russell McClintock, Eddie Pendleton, John Sutton, Charles Webster, Ronnie Ray, Jennie Acevez, Sheron Bierman, JoAnn Herron, Marjory Lopez, Connie McCoy, Barbara Williams, Alice Holliday, Coy Acevez, Gloria Bover, JoAnn Bruno, Dixie Clark, Lorrie Ebel, Harriet Fredley, Joyce Griffith, Darlene Orum, Betty JoAnn Shriver, Karen Smith, Mary Ann Urbina, Katherine Walker, Kellina Carman, Georgene Duarte, Beth Ferguson, Donna Fuller, Trudy Greco, Pam Johnson,

Janice Jones, Nina Jean Lynch, Angie Marin, Terry Moore, Debra Olvera, Gloria Quinones, Penny Schanz, Patricia Stotler, Florence Strachan, Jane Sutton, Lynette Vargo, and Rae Berta Wiltse.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. C. A. Jacobs, Mr. John Rabe, Mrs. Irene Weber, Mrs. Elsie Collier, Mrs. Lorene Elf, Mrs. Lorraine Jahn, Mrs. Juanita Baciardini, Mrs. Kay Green, and the following students of the Dixon Elementary School: Ronald Bennett, Bob Burroughs, Rodney Collier, Jerry Fielder, Dennis Garcia, Tony Giannoni, Eddie Jones, Tim McCarthy, Dave McCarty, Michael Nease, Michael Obelleiro, Jack Salisbury, Gail Amass, Shirley Bradanini, Linda Elf, Patricia Horigan, Candace Jones, Janette Moore, Marjorie Rehrman, Ann Rossi, Carol Sequeira, Beverly Spangler, Susan Timm, Betty Wann, Carol Warren, Wesley Shannon, Robert Baciardini, Tim McMillan, Dennis Page, John Pullium, Roger Rigney, Ronnie Robinson, Walter Savelberg, Dennis Shadle, Gary Shoopman, John Vaughan, Vivian Cogswell, Patricia Brown, Patricia Brady, Janet Crabb, Susan Jahn, Margaret Kilkenny, Carolyn Modar, Nancy Pedrick, Christe Pickering, Eva Salazar, Rose Saragosa, Nancy Van Cromphaut, Theresa Vieira, Sylvia Villarreal, Wally Birdwell, Mike Casterline, Benson Cogswell, David Fountain, James Green, Reba Anders, Nancy Brady, Nancy Coffelt, Flo Ann Cotner, Susan Dooley, Patsy Fanning, Frances Galindo, Idell Johnson, Linda Levy, Linda McBride, Marsha McGrew, Laurie Miller, Maria Peralta, Eloise Schroeder, Ramona Simons, Mary Lee Stuart, Phyllis Taylor, Mariana Tomelloso, Iva May Franklin, Alvin Muller, Mary Sills, and Monique Rodriques.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Sklar of Oceanside; Dale Austin, City Attorney of Oceanside; and Ralph Dailard, Superintendent of Schools, San Diego, of El Cajon.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Reginald Watt of Chico.

On request of Senators McAtter and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Neil Cunningham of San Francisco.

On request of Senators Erhart and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ed Slevin of the CORO Foundation of Los Angeles.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry J. Longway, Alumni Assn., UCLA, of Los Angeles, Roger Strawbridge, Daphne Strawbridge, and Chuck Collins of Mill Valley; and the following intern members of the CORO Foundation: Richard Manning of San Francisco, George Beattie of Riverside, Morton Raphael of Oakland, Mrs. Mary F. Kehew of Los Angeles, Ann Gorman of Pasadena, Thomas D. Holland II of Claremont, Chong Mo Pak of Los Angeles, Frank St. Denis of Culver City, Sondra M. Shapiro of Los Angeles, Elaine Solomon of Monterey Park, and Donald Grayden of Long Beach.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Wayne Thompson, City Manager of Oakland.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 31, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 217

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, March 30, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 100

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 100—Relative to commending the American Legion on its fortieth anniversary.

Resolution ordered placed on third reading file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 25, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 53

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 53—An act to amend Section 992 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school elections.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 31, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 210
Assembly Bill No. 506
Assembly Bill No. 845
Assembly Bill No. 961
Assembly Bill No. 984
Assembly Bill No. 1101
Assembly Bill No. 1203

Assembly Bill No. 1264
Assembly Bill No. 1329
Assembly Bill No. 1332
Assembly Bill No. 1394
Assembly Bill No. 1481
Assembly Bill No. 1510

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 210—An act to amend Section 1947 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district organization.

Referred to Committee on Local Government.

Assembly Bill No. 506—An act to amend Section 1301.1 of the Education Code, and amend Section 1532 of the Education Code as proposed by Senate Bill No. 2, relating to district superintendents of schools.

Referred to Committee on Education.

Assembly Bill No. 845—An act to add Section 8283 to the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

Assembly Bill No. 961—An act to amend Section 4002 of the Welfare and Institutions Code, relating to aid to needy disabled.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 984—An act to amend Sections 20655, 20685, 20897, 21100, 21207, 21251.15 and 21261 of the Government Code, relating to the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1101—An act to add Chapter 14 (commencing at Section 21951) to Division 10 of the Education Code, and to add Chapter 4 (commencing at Section 30101) to Division 21 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to testing of students attending private secondary schools, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Assembly Bill No. 1203—An act to amend Sections 1208 and 4532 of the Penal Code, relating to the offense of failure of a prisoner released from jail during working hours to return to the jail.

Referred to Committee on Judiciary.

Assembly Bill No. 1264—An act to add Section 23428.9 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1329—An act to amend Section 6209 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the instruction of blind adults.

Referred to Committee on Education.

Assembly Bill No. 1332—An act to amend Section 9530 of the Business and Professions Code, relating to the State Board of Dry Cleaners.

Referred to Committee on Business and Professions.

Assembly Bill No. 1394—An act to amend Section 4500 of the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1481—An act to amend Section 992 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the powers and duties of governing boards of school districts.

Referred to Committee on Local Government.

Assembly Bill No. 1510—An act to add Section 13055 to the Health and Safety Code, relating to fires.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 193

Senate Bill No. 456

Senate Bill No. 235

Senate Concurrent Resolution No. 45

Senate Bill No. 399

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 419

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 765

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Joint Resolution No. 4—Relative to the conversion of sea water;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the thirty-first day of March, 1959, at 2 p.m.

BURNS, Chairman

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 91—An act to amend Section 8819.5 of the Education Code and Section 5703 of the Education Code as proposed by Senate Bill No. 2, relating to junior colleges;

Senate Bill No. 138—An act to amend Sections 181 and 200 of, and to add Section 207.9 to, the Agricultural Code, relating to animal diseases and quarantine;

Senate Bill No. 155—An act to add Article 4.7 (commencing with Section 11750) to Chapter 7 of Division 10 of the Health and Safety Code, relating to narcotic treatment-control units;

Senate Bill No. 192—An act to amend Section 11041 of the Insurance Code, relating to fraternal benefit societies;

Senate Bill No. 277—An act to add Section 4902.25 to the Education Code, and to add Section 3118.5 to the Education Code as proposed by Senate Bill No. 2, relating to the reorganization of school districts, declaring the urgency thereof, to take effect immediately;

And reports that the same have been correctly enrolled, and presented to the Governor on the thirty-first day of March, 1959, at 1.30 p.m.

BURNS, Chairman

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Resolution No. 67

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Request for Unanimous Consent

Senator Arnold asked for, and was granted, unanimous consent to take up Senate Resolution No. 67, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 67

Senate Resolution No. 67

Relative to a waterfowl management area near Dorris, Modoc County

WHEREAS, The population of this State is constantly increasing and yet less and less area is available for outdoor recreational and hunting activities for this population; and

WHEREAS, Today many hunters find it most difficult, if not impossible, to find areas on which to hunt migratory waterfowl; and

WHEREAS, The ever-increasing use of land for industrial and agricultural development has seriously endangered the future of migratory waterfowl on the Pacific flyway by decreasing the areas available for nesting and breeding and also limiting the area available for resting in their southern migration; and

WHEREAS, The Department of Fish and Game through co-operation with the Federal Government and its Fish and Wildlife Service has been able to meet these problems by the creation of waterfowl management and shooting areas which not only give hunters an excellent opportunity to enjoy this sport but also provide much needed areas for proper management of the waterfowl resources; and

WHEREAS, The United States Fish and Wildlife Service has proposed to purchase 6,000 acres of land in the Dorris area of Modoc County for such a waterfowl management and shooting area but such proposal must be approved by the California Fish and Game Commission as to the maintenance and operation of the area by the Department of Fish and Game; now, therefore, be it

Resolved by the Senate of the State of California, That the California Fish and Game Commission is requested to consider this needed project for a waterfowl management and shooting area at its April 3rd meeting; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Fish and Game Commission.

Resolution read, and unanimously adopted on motion of Senator Arnold.

REPORTS OF STANDING COMMITTEES

Committee on Agriculture

SENATE CHAMBER, March 30, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 570

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 5

Assembly Bill No. 609

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Concurrent Resolution No. 87

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Above reported resolution ordered to third reading.

Committee on Fish and Game

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 362

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERHART, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:
Senate Bill No. 797

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and place on Consent Calendar.

ERHART, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:
Assembly Bill No. 68

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 123

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 533
Assembly Bill No. 159
Assembly Bill No. 694

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 812
Assembly Bill No. 691

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 99

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 99

Senator Grunsky moved that Senate Bill No. 99 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 99—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 8, and insert "corporation, or against associates conducting business under a common name, in the manner authorized by Section 388, there shall appear".

Amendment No. 2

On page 1, lines 13 and 14, strike out "partnership or association", and insert "the common name under which business is conducted by the associates".

Amendment No. 3

On page 1, line 20, strike out "partnership or association", and insert "said associates".

Amendment No. 4

On page 1, lines 22 and 23, strike out "partnership or association", and insert "said associates".

Amendment No. 5

On page 1, line 23, after the period, insert "In a case in which the foregoing provisions of the section require that notice of the capacity in which a person is served must appear on the copy of the summons that is served, the certificate or affidavit of service must recite that such notice appeared on such copy of the summons, if, in fact, it did appear."

Amendment No. 6

On page 1, line 25, strike out "partnership, or association", and insert "or against associates conducting a business under a common name, in the manner authorized by Section 388".

Amendment No. 7

On page 1, line 26, after "summons", insert "or a recital of such notification does not appear on the certificate or affidavit of service of process".

Amendment No. 8

On page 2, lines 1 and 2, strike out "partnership, or association", and insert "or such associates".

Amendment No. 9

On page 2, line 3, after "corporation", strike out the comma.

Amendment No. 10

On page 2, line 4, strike out "partnership, or association", and insert "or associates conducting a business under a common name".

Amendment No. 11

On page 2, line 5, after "summons", insert "or a recital of such notification does not appear in the certificate or affidavit of service of process".

Amendment No. 12

On page 2, after line 20, insert "Sec. 2. The amendments to this section enacted at the 1959 Regular Session of the Legislature become operative on January 1, 1960."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 153

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 153

Senator Collier moved that Senate Bill No. 153 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 153—An act to add Section 152 to the Streets and Highways Code, relating to fire protection on freeways.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "shall", and insert "may".

Amendment No. 2

On page 1, line 5, strike out "freeways", and insert "freeway rights-of-way".

Amendment No. 3

On page 1, line 8, strike out "fire".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Fish and Game**

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Assembly Bill No. 286

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 286

Senator Erhart moved that Assembly Bill No. 286 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 17, of the printed bill, as amended in Senate March 24, 1959, strike out "im-", and insert "improvements necessary or convenient for such public fishing and recreational uses, an estimate of the annual cost of maintenance and operation of the plan, and a recommendation as to the manner in which the plan may be financed."

After completion of the co-ordinated plan the governmental agency shall promptly make application to the State Department of Public Health for an amendment to its water supply permit, which would allow the opening of the body of water to public fishing and the surrounding land area for other recreational use pursuant to the co-ordinated plan."

Amendment No. 2

On page 3, strike out lines 14 to 26, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 4

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 4

Senator Teale moved that Assembly Bill No. 4 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 4—An act to amend Section 10500 of the Water Code, relating to the development, utilization, and conservation of the water resources of the State.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 74346.5 to,".

Amendment No. 2

On page 2, strike out lines 4 to 7, inclusive.

Amendment No. 3

On page 2, strike out line 8, and insert

"(f) Twenty deputy clerks IV, each of".

Amendment No. 4

On page 2, strike out line 12, and insert

"(g) Twenty deputy clerks III, each of".

Amendment No. 5

On page 2, strike out line 16, and insert

"(h) Twenty-four deputy clerks III, each of whom".

Amendment No. 6

On page 2, line 20, strike out "(j)", and insert "(i)".

Amendment No. 7

On page 3, between lines 2 and 3, insert

"SEC. 4. Section 74346.5 is added to said code, to read:
74346.5. There shall be one court interpreter, who shall be a deputy clerk, to be appointed by a majority of the judges of the court, who shall receive a salary of ----- dollars (\$-----)."

Amendment No. 8

On page 3, line 3, strike out "SEC. 4.", and insert

"SEC. 5."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 679

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 679

Senator Miller moved that Senate Bill No. 679 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 679—An act to amend Section 68200 of the Government Code, relating to the compensation of the Chief Justice of the Supreme Court.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 68200", and insert "Sections 68200, 68201, and 68202 of, and to repeal Sections 68203 and 68204."

Amendment No. 2

In lines 2 and 3 of the title, strike out "Chief Justice of the Supreme Court.", and insert "justices and judges of courts of record."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 4, inclusive, and insert

"SECTION 1. Section 68200 of the Government Code is amended to read:

68200. The annual salary of the Chief Justice of the Supreme Court is [twenty-four] *thirty* thousand dollars [(\$24,000)] *(\$30,000)*.

SEC. 2. Section 68201 of said code is amended to read:

68201. The annual salary of each of the following justices and judges is the amount of the salary of the Chief Justice of the Supreme Court less the amount indicated opposite the name of the office:

(a) Associate Justice of the Supreme Court, one thousand dollars (\$1,000).

(b) Presiding Justice of District Court of Appeal, two thousand dollars (\$2,000).

(c) Justice of District Court of Appeal other than Presiding Justice, two thousand five hundred dollars (\$2,500).

(d) Judge of the superior court [of a county having a population of 250,000 or more], six thousand dollars (\$6,000).

[(e) Judge of the superior court of a county having a population of more than 40,000 and less than 250,000, seven thousand five hundred dollars (\$7,500).]

(f) Judge of the superior court of a county having a population of 40,000 or less, nine thousand dollars (\$9,000).]

SEC. 3. Section 68202 of said code is amended to read:

68202. The annual salary of a judge of a municipal court is *eight thousand dollars (\$8,000)* [in a county having a population of 500,000 or more is fifteen hundred dollars (\$1,500)] less than the annual salary of the *Chief Justice of the Supreme Court* [a judge of a superior court of the same county.]

SEC. 4. Sections 68203 and 68204 of said code are repealed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

LETTERS OF TRANSMITTAL

SENATE SPECIAL COMMITTEE ON GOVERNMENTAL ADMINISTRATION
STATE CAPITOL, SACRAMENTO, March 31, 1959

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: Your Senate Special Committee on Governmental Administration, created by Senate Resolution No. 40 of the 1957 Regular Session (Senate Journal page 5105) presents herewith a partial report of its activities and the results of its study on judicial salaries.

Respectfully submitted by,

GEORGE MILLER, JR., Chairman
JOHN F. MCCARTHY, Vice Chairman
RANDOLPH COLLIER
STANLEY ARNOLD

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Miller moved that 750 copies of the report by the Senate Special Committee on Governmental Administration regarding judicial salaries be printed for distribution.

Motion carried.

SENATE SPECIAL COMMITTEE ON GOVERNMENTAL ADMINISTRATION
STATE CAPITOL, SACRAMENTO, March 26, 1959

*Hon. Glenn M. Anderson, President
and Members of the Senate*

GENTLEMEN: Your Senate Special Committee on Governmental Administration, created by Senate Resolution No. 40 of the 1957 Regular Session (Senate Journal page 5105) presents herewith a partial report of its activities and the results of its study concerning hide and brand inspection.

Respectfully submitted by,

GEORGE MILLER, JR., Chairman
JOHN F. MCCARTHY, Vice Chairman
RANDOLPH COLLIER

STANLEY ARNOLD
ROBERT I. MONTGOMERY

Letter of transmittal ordered printed in the Journal and the report in the Appendix to the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Miller moved that 750 copies of the report by the Senate Special Committee on Governmental Administration regarding hide and brand inspection be printed for distribution.

Motion carried.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Regan:

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 870—An act to add Section 94.5 to the Penal Code, and to amend Section 79 of, and to add Section 70.5 to, the Civil Code, and to add Section 26805 to the Government Code, relating to solemnization of marriages and the acceptance of fees and gratuities therefor.

Respectfully submitted,

SENATOR REGAN

Recommendation of Committee on Rules

SENATE CHAMBER, March 31, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Regan:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 870.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtee, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—30.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

RESOLUTIONS

The following resolution was offered:

By Senator Richards:

Senate Resolution No. 71

Relative to the California International Trade Fair and International Exposition

WHEREAS, The California International Trade Fair and Industrial Exposition, more familiarly known as Calfair, will be held in the Great Western Exhibit Center in Los Angeles from April 1 through April 12, 1959; and

WHEREAS, Calfair is a nonprofit event sponsored by the State of California to stimulate a two-way exchange of trade and ideas between the United States and other nations in the world; and

WHEREAS, Calfair fills a long-felt need, not met by other state and local expositions, to give recognition to the growing importance of California's industries, and to display under one roof examples of the thousands of consumer items produced in the State; and

WHEREAS, Special sessions of this exciting and colorful showcase of quality merchandise will be held for professional buyers during the first few days of the exposition, after which the fair will be opened to the general public, with April 5th being designated a special day for Members of the Legislature and other state officials, who are cordially invited to attend the festivities in their honor; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate extend their best wishes for the success of the first California International Trade Fair and Industrial Exposition; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mr. Ned Lewis, Chairman of the Executive Committee of Calfair.

Resolution read, and unanimously adopted on motion by Senator Richards.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate take up at this time for confirmation the following appointments of the Governor, which were reported from the Committee on Rules on March 30, 1959, appearing

on page 1033 of the Senate Journal, recommending their confirmation:

WYNNE A. SAVAGE, Real Estate Commissioner, vice Fred W. Griesinger, resigned;

BRADFORD CRITTENDON, Commissioner of California Highway Patrol, vice Bernard R. Caldwell, resigned;

AUGUST LAWRENCE PINNELL, JR., Member, Board of Trustees, Sonoma State Hospital, vice Ray Grinstead, resigned;

BERT C. AUSTIN, Member, State Mining Board, vice J. P. Hall, resigned;

JOHN W. BRYANT, Member, California Water Commission, vice Everett L. Grubb, term expired;

DR. CHARLES M. GRUBER, SR., Member, Board of Trustees, Patton State Hospital, vice Dr. Daniel F. Mahoney, deceased;

ROGER S. WOOLLEY, Member, California Highway Commission, vice Fred W. Speers, term expired;

MRS. NINA G. COCHRANE, Member, Board of Trustees, Mendocino State Hospital, vice Mrs. Helen Walton;

HARRY W. FALK, JR., Member, State Athletic Commission, vice self;

The roll was called, and the appointments by the Governor were confirmed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Dilworth, Donnelly, Farr, Fisher, Gibson, Holmdahl, Johnson, McAtee, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, and Teale—24.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointments of Wynne A. Savage, Bradford Crittenden, August Lawrence Pinelli, Jr., Bert C. Austin, John W. Bryant, Dr. Charles M. Gruber, Sr., Roger S. Woolley, Mrs. Nina G. Cochrane, and Harry W. Falk, Jr.

SECOND READING OF SENATE BILLS

Senate Bill No. 841—An act to add Chapter 3 (commencing with Section 1981) to Part 7 of Division 2 of the Labor Code, relating to public printing and binding.

Bill read second time.

Motion to Re-refer Senate Bill No. 841

Senator McBride moved that Senate Bill No. 841 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 726—An act to amend Section 255 of the Revenue and Taxation Code, relating to the time within which affidavits of exemption shall be filed.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "February", and insert "March".

Amendment No. 2

On page 1, line 6, strike out "last Monday in April", and insert "first Monday in May".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 667—An act to amend Section 1364 of the Financial Code, relating to investments.

Bill read second time, and ordered to third reading.

Senate Bill No. 409 An act to repeal Section 23783 of the Business and Professions Code, relating to alcoholic beverage licenses.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1131—An act to amend Section 4362 of the Agricultural Code, relating to milk products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Assembly March 13, 1959, after "institution", insert ", installation, or facility".

Amendment No. 2

On page 2, line 23, after "institution", insert ", installation, or facility".

Amendment No. 3

On page 2, line 34, after "tutions", insert ", installation, or facility".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 35—An act to amend Section 502 of the Agricultural Code, relating to approved milk inspection service.

Bill read second time.

Motion to Re-refer Assembly Bill No. 35

Senator McBride moved that Assembly Bill No. 35 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 502—An act to amend Sections 165 and 165.3 of, and to add Sections 165.7 and 166 to, the Agricultural Code, relating to the possession and confinement of nutria.

Bill read second time, and ordered to third reading.

Assembly Bill No. 34—An act to amend Sections 375.8, 377.8, and 1118 of the Agricultural Code, relating to New York dressed fowl.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 638—An act to amend Section 762.9 of the Agricultural Code, relating to canning tomato inspection fees.

Motion to Re-refer Assembly Bill No. 638

Senator McBride moved that Assembly Bill No. 638 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 641—An act to amend Section 795 of the Agricultural Code, relating to citrus.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 907—An act to amend Sections 803, 803.5, 804, 828.45, and 829.2 of the Agricultural Code, relating to standard containers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1106—An act to add Section 614.4 to the Agricultural Code, relating to milk and dairy products.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1107—An act to add Section 614.5 to the Agricultural Code, relating to milk and dairy products.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1108—An act to amend Section 620 of the Agricultural Code, relating to cheese.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, after line 17, of the printed bill, as amended in the Assembly March 20, 1959, insert

"Sec. 2. Subdivision (d) of Section 620 of the Agricultural Code shall not be construed as prohibiting the use, prior to January 1, 1960, of retailers' stocks of labels on hand, provided such labels are not misleading or deceptive."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 250—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 251—An act to amend Section 266 of the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 254—An act to amend Section 264 of the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 252—An act to amend Section 254.7 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 704—An act to add Section 6357.4 to the Education Code, and to add Section 20801.5 to the Education Code as proposed by Senate Bill No. 2, relating to school district maximum tax rates.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 419—An act to amend Section 25660 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, and Thompson—26.

NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 437—An act to add Section 35010 to the Government Code, and to amend Section 731a of the Code of Civil Procedure, relating to county zoning for airport purposes.

Motion to Refer Bill to Inactive File

Senator Teale moved that Senate Bill No. 437 be placed on the inactive file.

Motion carried.

Senate Bill No. 765—An act to add Section 25843 to the Government Code, relating to county government.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, and Teale—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Senate Bill No. 194—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

Motion to Re-refer Senate Bill No. 194

Senator Fisher moved that Senate Bill No. 194 be re-referred to Committee on Judiciary.

Previous Question

Senator Brown moved the previous question.

Motion carried.

The President put the question.

The question being on the motion to re-refer Senate Bill No. 194 to Committee on Judiciary.

The President directed the Secretary to call the roll.

The roll was called, the motion lost by the following vote:

AYES—Senators Arnold, Berry, Cobey, Dilworth, Farr, Fisher, Grunsky, Hollister, Miller, O'Sullivan, Rattigan, Regan, Shaw, Short, Stiern, and Teale—16.

NOES—Senators Beard, Brown, Burns, Byrne, Christensen, Collier, Donnelly, Erhart, Gibson, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Richards, Rodda, Slattery, and Thompson—19.

FURTHER CONSIDERATION OF SENATE BILL NO. 194

Senate Bill No. 194—An act to add Section 2378.5 to the Business and Professions Code, and Chapter 7 (commencing at Section 1700), Division 2, to the Health and Safety Code, relating to the creation of a Cancer Advisory Council, and the regulation and control of the diagnosis, treatment, and cure of cancer.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Thompson—31.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

REQUESTS FOR UNANIMOUS CONSENT TO BE EXCUSED

At 4.15 p.m., Senator Richards asked for, and was granted, permission to be excused to attend an Assembly committee meeting.

At 4.15 p.m., Senator Collier asked for, and was granted, permission to be excused to attend an Assembly committee meeting.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 235—An act to amend Section 17 of the Penal Code, relating to the definition of crimes as felonies or misdemeanors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, and Teale—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 45—Relative to the continuance of the Joint Judiciary Committee on Administration of Justice.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Dilworth, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 177—An act to amend Section 7108 of the Business and Professions Code, relating to contractors.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 179—An act to amend Section 7111 of the Business and Professions Code, relating to contractors.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 770—An act to amend Section 10176 of the Insurance Code, relating to disability insurance policies.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, and Teale—28.

NOES—None.

Motion to Reconsider

Senator Teale moved to reconsider the vote whereby Assembly Bill No. 770 was passed.

Postponement of Reconsideration

On motion of Senator Teale, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 770 was passed, was continued until the next legislative day.

Assembly Bill No. 281—An act to add Section 70054.5 to the Government Code, relating to fees of official reporters.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, and Teale—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 284—An act to amend Section 117p of the Code of Civil Procedure, relating to action in small claims courts.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Dilworth, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Stiern, and Teale—25.

NOES—Senator Christensen—1.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 77—Relative to a legislative investigation of the problems in the building alteration, repair and remodeling industry.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, and Teale—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 689—An act to amend Section 1091 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to contracts between county superintendents of schools and school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 690—An act to amend Section 15958 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district supplies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 713—An act to amend Section 5707 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to junior colleges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 406—An act to amend Section 25663 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 407—An act to add Section 24209 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 408—An act to add Section 23087 to the Business and Professions Code, relating to alcoholic beverages.

Objection Raised

Senator Shaw objected to Senate Bill No. 408 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 408 to the second reading file.

Senate Bill No. 410—An act to amend Section 23104 of the Business and Professions Code, relating to alcoholic beverages and insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 411—An act to amend Sections 24048.2 and 24048.4 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 412—An act to repeal Section 23373 of the Business and Professions Code, relating to alcoholic beverages.

Objection Raised

Senator Shaw objected to Senate Bill No. 412 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 412 to the second reading file.

Senate Bill No. 413—An act to amend Section 23034 of the Business and Professions Code, relating to stills.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 417—An act to add Article 1.5 (commencing at Section 23800) to Chapter 5, Division 9 of the Business and Professions Code, relating to alcoholic beverage licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 420—An act to amend Sections 25361, 25363 and 25367 of, and to add Section 25370.1 to, the Business and Professions Code, relating to the seizure and disposition of property for violation of the Alcoholic Beverage Control Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 634—An act to repeal Section 323 of the Military and Veterans Code, relating to payment of uniform allowances.

Objection Raised

Senator Shaw objected to Senate Bill No. 634 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 634 to the second reading file.

Senate Bill No. 549—An act to amend Section 18940 of the Government Code, relating to state civil service examinations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 460—An act to repeal Sections 23102 and 23103 of, to add Section 23102 to, and to amend Section 23104.4, 24071 and 24075 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 224—An act to add Article 5 (commencing with Section 34900) to Chapter 7, Part 1, Division 2, Title 4 of the Government Code, relating to cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 298—An act to add Section 6920 to the Health and Safety Code, relating to sanitary districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 578—An act to add Section 4845.36 to the Health and Safety Code, relating to the withdrawal of territory from a county sanitation district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 581—An act to amend Sections 55632 and 55634, and to repeal Section 55633 of the Government Code, relating to supplementary fire and police protection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 418—An act to amend Sections 4105.2, 4624, and 4944 of the Education Code, and to amend Sections 1406, 1485, and 3256 of the Education Code as proposed by Senate Bill No. 2, relating to members of school boards.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 836—An act to amend Section 752 of the Financial Code, relating to powers of banks and trust companies.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1096: By Senator Arnold—An act to create a flood control district to be called Lassen County Flood Control and Water Conservation District; to provide for the control and conservation of

flood and storm waters and the protection of watercourses, watersheds, public highways, life and property from damage or destruction from such waters; to provide for the acquisition, retention, and reclaiming of drainage, storm, flood, and other waters and to save, conserve, and distribute such waters for beneficial use in said district; to authorize the development and sale of electric power; to authorize the incurring of indebtedness, the issuance and sale of bonds, and the levying and collection of taxes and assessments on property within said district and in the respective zones thereof; to define the powers of said district; to provide for the government, management, and operation of said district and for the acquisition and construction of property and works to carry out the purposes of the district.

Referred to Committee on Local Government.

Senate Bill No. 1097: By Senator Collier—An act making an appropriation for the support of the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 1098: By Senator Collier—An act making an appropriation for the support of the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 1099: By Senator Collier—An act making an appropriation for the support of the Public Utilities Commission, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Finance.

Senate Bill No. 1100: By Senator Richards—An act to add Section 5295 to the Business and Professions Code, relating to subliminal radio and television messages.

Referred to Committee on Business and Professions.

Senate Bill No. 1101: By Senators Burns, Regan, Hollister, Dolwig, Gibson, Beard, Byrne, Johnson, Collier, Thompson, Brown, Richards, Berry, Montgomery, Teale, Donnelly, and O'Sullivan—An act to add Chapter 6 (commencing at Section 50970) to Part 5 of Division 15 of, and to repeal Section 50902 and Article 11 (commencing at Section 51485) of Chapter 2 of Part 7 of Division 15 of, the Water Code, relating to reclamation districts.

Referred to Committee on Water Resources.

Senate Bill No. 1102: By Senators Williams, Burns, Teale, Montgomery, Cobey, Collier, Dolwig, Short, Miller, Brown, Christensen, Arnold, Farr, Hollister, Gibson, Beard, Byrne, Johnson, Thompson, Richards, Berry, Donnelly, O'Sullivan, and Regan—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to co-operation and contracts between private entities and the United States with respect to water development.

Referred to Committee on Water Resources.

Senate Bill No. 1103: By Senator Short—An act to amend Section 1241 of the Code of Civil Procedure, relating to redevelopment agencies.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1104: By Senator Slattery—An act to add Section 5259.5 to the Welfare and Institutions Code, relating to the commitment of feeble-minded persons.

Referred to Committee on Judiciary.

Senate Bill No. 1105: By Senators Collier, Short, Teale, Arnold, O'Sullivan, Gibson, and Johnson—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to water development, and making an appropriation.

Referred to Committee on Water Resources.

Senate Bill No. 1106: By Senators Burns, Fisher, Stiern, McCarthy, O'Sullivan, Johnson, Shaw, Erhart, Beard, Dilworth, Williams, Montgomery, Rodda, Hollister, Christensen, Holmdahl, Cobey, Grunsky, Gibson, Byrne, Thompson, Rattigan, Slattery, McBride, Short, Berry, and Brown (At the request of the Governor)—An act to add Chapter 8 (commencing with Section 12930) to Part 6 of Division 6 of the Water Code, relating to provision for the development of the water resources of the State by providing the funds necessary therefor through the issuance and sale of bonds of the State of California, and by providing for the handling and disposition of said funds, and providing for the submission of this act to a vote of the people at the general election to be held in the month of November, 1960.

Referred to Committee on Water Resources.

Senate Bill No. 1107: By Senators Miller, Short, Gibson, Rodda, O'Sullivan, Arnold, Teale, Byrne, Johnson, Cobey, Fisher, Donnelly, Rattigan, and Burns—An act to add Section 4.5 to the Abshire-Kelly Salinity Control Barrier Act of 1957 (Chapter 2092, Statutes of 1957), relating to barriers for salinity and flood control purposes, making an appropriation therefor.

Referred to Committee on Water Resources.

Senate Bill No. 1108: By Senator Miller—An act to amend Sections 30050 and 30051 of the Streets and Highways Code, relating to public ways and all appurtenances thereto, including toll bridges, toll tubes, toll ferries and toll roads.

Referred to Committee on Transportation.

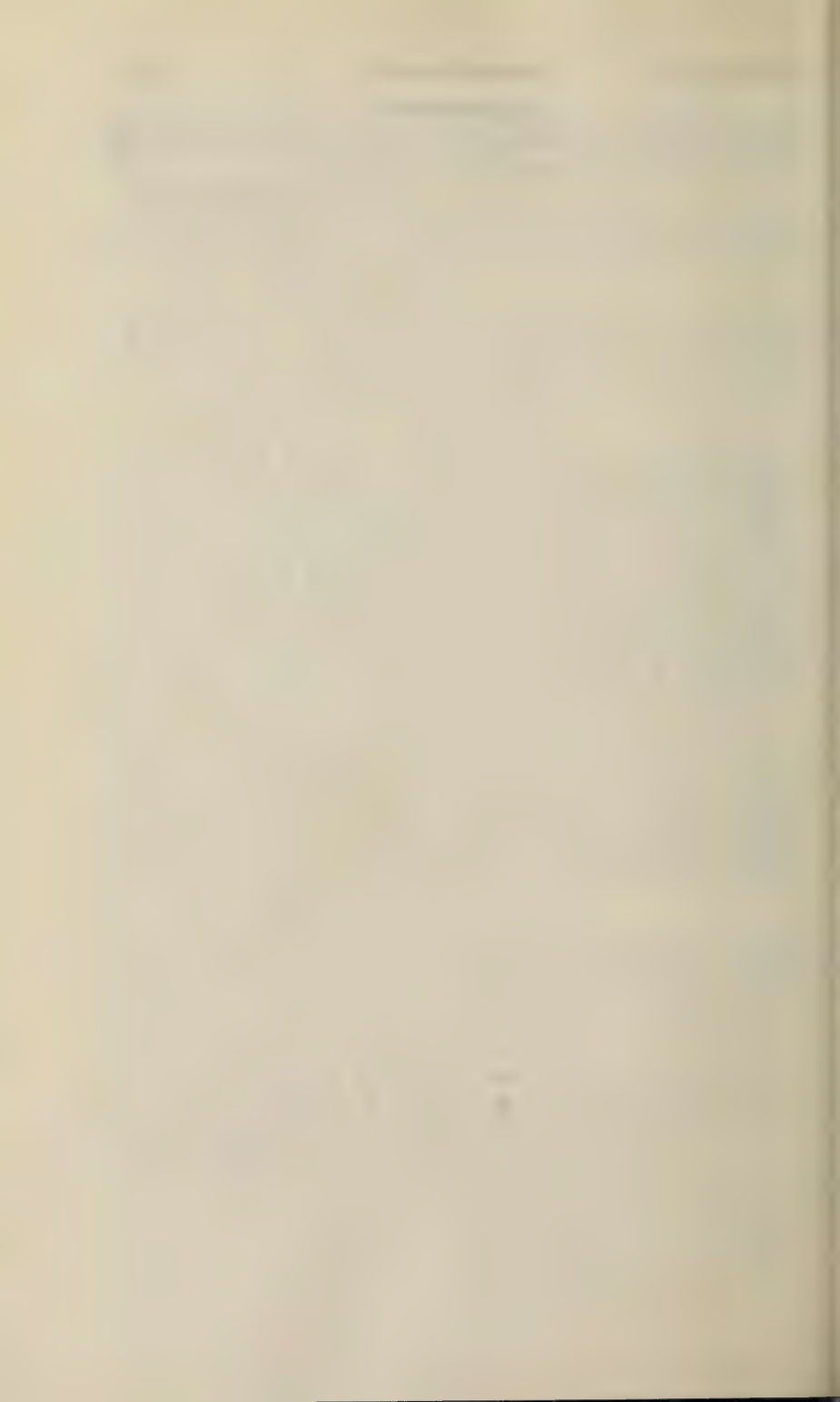
Senate Constitutional Amendment No. 18: By Senators Collier, Short, Teale, and Gibson—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 5 to Article XIV thereof, relating to water.

Referred to Committee on Water Resources.

ADJOURNMENT

At 4.55 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, April 1, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-FIFTH LEGISLATIVE DAY

SIXTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, April 1, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Dear Lord and Father of Mankind, forgive our feverish and hurried ways, when we think our obligations can be met by our much talking and rushing here and there. Grant that we may see the wisdom of taking time out to get our bearings, that we may bring considered action to things that cannot wait for a decision, and mature judgment to what can wait until tomorrow. AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Murdy, on motion of Senator Johnson, due to illness.

Senator Miller, on motion of Senator Burns, due to legislative business.

Senator Dolwig, on motion of Senator Grunsky, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Helen E. M. Buntin, supervisor and the following students of the John C. Fremont

Junior High School: Percy Alexander, Ernie Enebrad, John Galliotto, Don Henton, Willie Moore, Olga Ramirez, Wayne Ricci, Judy Stanfill, Michael Teller, Ray Thompson, Sal Yciano, Robert Bell, Tom Berry, Claire Buonaccorsi, Lorene Capurro, Bill Carlson, James Chacon, Walsie Church, Jackie DeBartola, Betty Farley, Robert Fields, Josephine Floechini, Robert Guidry, Kathy Guzman, Dorothy Hayes, Jackie Henderson, Patricia Hernandez, Jeanette Hourcade, Johnny Howard, Della Johnson, Ronnie Josephson, Lary Kern, Gay Kuchenriter, Frances LeFebvre, Sharon Misasi, Olivia Moraga, Gloria Morales, Louis Morones, Yvonne Mouras, Kathy O'Brien, John Pfeifer, Esther Roswall, Corrinne Schuller, Perry Sholer, Violet Snoderly, Jackie Standerfer, Cherie Thiel, Gloria Tripp, Janet Valentine, Betty Jo White, and Raylene Wilburn.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ethel C. Johnson, principal and teacher, Jerry Cohagen, bus driver, Mrs. Donald Garcia, Mrs. John Panero, Mrs. Henry Matuzo, parents, and the following students of Four Tree School of Escalon: Ace Berry, Ronald Davis, Earl Piercey, Noel Price, David Serpa, Joe Silva, Dorothea Johnson, Gaynl Panero, John Garcia, Robert Imfeld, Dennis Rocha, Manuel Silva, Russell Tiemann, Jimmy Overturf, Betty Faria, Norma Higginbotham, Frances Mutoza, Norma Yancey, Manuel Moitoso, and Paul Kaiser.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Ledbetter, adult, and the following students of Washington School, Broderick: Michael Arellano, Bill Bailey, Ray Bridge, Frank Caraska, Jack Dotson, George Henson, George Kelly, Terry Kozvan, Tim Quintero, Jesse Robles, Don Rosick, Rudy Ruvalcaba, John Vasquez, Junior Vela, Richard Vierra, Bill Ward, Tony Sanchez, Julia Borghesi, Josephine Bates, Mary Ann Bice, Linda Fausett, Pat Beels, Deanna Denton, Joyce Furlow, Anna Marie Gehl, Cecelia Misquez, Clara Painter, Linda Potnick, Dianna Pratt, Frances Skates, Linda Taylor, Roberta Tobol, Lana Vessell, Louise Vessell, Diana Vriend, and Pamela White.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Marjorie J. Fairbairn teacher, and the following students of Florin Elementary School: Fred Galvez, Turner Grant, Joe Gomez, George Kves, Louis Malana, Charles Rice, Jim Roberts, Calvin Sprenger, Mike St. John, Norman Uffelman, Ronald Wride, Jean Benitez, Beverly Hargon, Donna King, Marion Land, Evelyn McVay, Marie Meier, Frances Price, Carolyn Sandage, Alta Snow, Carol Wilson, Richard Barnes, Chris Boone, Randy Bush, Jim Caward, John Greber, Tom Hite, Kenneth Smith, Randy Staats, Harvey Tahara, Larry Van Vliet, Leon Pittman, Ronald Hudson, James L. Ried, Donna Hedman, Betty Lieber, Judy Perna, Patsy Rivera, Collette Schope, Ramona Tabayoyan, Noreene Wilson, Aloha Claycomb, and Sally Ann Lee.

On request of Senator McAttee, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following mem-

bers of the San Francisco Democratic Womens Forum: Alice Alverson, Mr. and Mrs. Albert Thordsen, Mrs. Alma Gilham, Mrs. Mario Puccetti, Mrs. Katherine Young, Mrs. M. J. Fiore, Mrs. Sarah Gradwohl, Mrs. Florence Mayberry, Mrs. Meta Rothschild, Mrs. Alice Rothschild, Mrs. Lewis Strait, Mrs. Antonio Beloy, Mrs. Charles Maurer, Mrs. Barbara Monk, Mr. and Mrs. R. N. Wallace, Mrs. Genevieve Blessing, Mrs. William Birdsell, Mrs. O. E. Sherrill, Mrs. Mary H. Grant, Mrs. Glen Chaplin, Mrs. Phyllis M. Saam, Mrs. Louis Feinstein, Mrs. Marie Stephens, Mrs. Helen Mosier, Miss Edith Rosenshine, Mrs. Daisy Kilgore, Mrs. Ada Sanchez, Miss M. Sanchez, Sue. Tagliafevr, Loretta Stewart, Eleanore Neuberger, Sala Burton, Mrs. Ruth Aland, Peg Perryman, Mrs. Lillian Bertram, Mrs. Allan Popes, Grayce Dempsey, and Mrs. Lydabelle Robertson.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Arthur R. Johnson and Corbin Weaver of Pixley, and Donald Graydon of Delano.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the Reverend Robert E. Deegan of Temple City, Frank Hess of Glendale, Karl H. Schweirn, Coro Foundation, Los Angeles; Demetrio Apodaca, Mayor of Norwalk, and Rich Lauber of Norwalk.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John M. R. Hope, Los Altos.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William V. Ellis, Chairman, California State Legislative Board, Brotherhood of Locomotive Firemen and Enginemen, of San Francisco; Isamu Fujihara, Chairman, Kansia District Council, Locomotive Engineers Union, Japan National Railway, Osaka City, Japan; and Ryokichi Hirono, Department of State, IES, Washington, D. C.

On request of Senators Burns and Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to George Michaud and son Michael, of Newport Beach; Ralph Beasley, of Anaheim, and Mr. and Mrs. Calvin L. Pebley and Linda, Marie and Stevie, of Anaheim.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William A. Stricklin and Jay Bardwell, of Berkeley.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John A. Hall, of Kenwood, Mrs. George Dana, of Geyserville, Miss Joan Halpern, Cloverdale High School, Miss Lois Ann Green, Healdsburg High School, Miss Carol Clough, Santa Rosa High School, Santa Rosa, Miss Antonette Raffo, Ursuline Academy, Santa Rosa, Miss Dianne Gonnella, Analy High School, Sebastopol, Miss Maureen Trotto, Sonoma Valley Union High School, Sonoma, Miss Judy Licheau, Petaluma High School, Petaluma, Miss Karin Michaelis, exchange student from

Coblenz, Germany, Petaluma High School, Petaluma, Miss Billie Gray, Montgomery High School, Santa Rosa, and Miss Janice Lampson, Geyserville High School, Geyserville.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Fresno County and City Unit of the Federation of Republican Women: Mrs. F. J. Carpenter, President, Mrs. Ethan Bernstein, Mrs. Ralph Johnson, Mrs. Merle Ginsburg, Mrs. Paul Chaffee, Mrs. Lee Chaffee, Mrs. C. S. Taylor, Mrs. Donald Adams, Mrs. J. Brooke Lamkin, Mrs. Violet Hastie, Mrs. Marie Clode, Mrs. Eugene Orne, Mrs. Helen Edman, Mrs. Grace Sherwood, Mrs. Alice Martin, Mrs. Ellen Scott, and Mrs. Hedy Blum.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Carl H. Mehrhef, teacher-principal of Alta Elementary School District, and the following pupils: Sharon Hart, George Jefferson, Jesse Madrigal, Linda Strosnider, Sharon Dutton, Phillip Gordon, Edward Hansen, Jean Nencini, Jan Lynn Wortell, Rose Ziegler, Abraham Madrigal, Judy Ellison, Gail Jones, Dolores Ramirez, and Barbara Wagner.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. I. U. Aleala and Mrs. Ednamae Fields, parents, and the following pupils of Emigrant Gap Elementary School: Elias Aleala, Eunedina Aleala, Mickey Craddock, Joseph Fields, Alex McKenzie, and Judith McKenzie.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ruth W. Fuller of Fort Bragg, Senator Burt Busch of Lakeport, Mr. George Mitchell of Clearlake Oaks, and Mr. Lilburn Kirkpatrick of Kelseyville.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, March 31, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 381

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 381—An act to amend Sections 8851, 8903, and 11204 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to county superintendents of schools.

Referred to Committee on Education.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 97

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 97—Relative to making additional funds available to the Legislative Audit Committee.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 1, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 81
Assembly Bill No. 83
Assembly Bill No. 257
Assembly Bill No. 368
Assembly Bill No. 522
Assembly Bill No. 541
Assembly Bill No. 554
Assembly Bill No. 559
Assembly Bill No. 620
Assembly Bill No. 621

Assembly Bill No. 676
Assembly Bill No. 870
Assembly Bill No. 873
Assembly Bill No. 874
Assembly Bill No. 877
Assembly Bill No. 1050
Assembly Bill No. 1181
Assembly Bill No. 1307
Assembly Bill No. 1499
Assembly Bill No. 1515

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 81—An act to amend Section 209.5 of the Revenue and Taxation Code, relating to the tax exemption of vessels in the process of construction, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 83—An act to add Section 32401 to the Water Code, relating to county water districts.

Referred to Committee on Local Government.

Assembly Bill No. 257—An act to amend Section 71083 of the Government Code, relating to municipal and justice courts and judges thereof, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Judiciary.

Assembly Bill No. 368—An act to add Section 906.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to legal counsel for school districts.

Referred to Committee on Local Government.

Assembly Bill No. 522—An act to add Section 651.1 to the Insurance Code, relating to insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 541—An act to add Section 6523.2 to the Health and Safety Code, relating to sanitary districts.

Referred to Committee on Local Government.

Assembly Bill No. 554—An act to add Article 10 (commencing at Section 53900) to Chapter 4, Part 1, Division 2, Title 5 of the Government Code, relating to budgets of local governmental bodies.

Referred to Committee on Local Government.

Assembly Bill No. 559—An act to amend Section 5787 of, and to add Section 5787.01 to, the Public Resources Code, relating to the dissolution of recreation and park districts.

Referred to Committee on Local Government.

Assembly Bill No. 620—An act to amend Section 5180 of the Streets and Highways Code, relating to special assessment proceedings under the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 621—An act to amend Section 5397 of the Streets and Highways Code, relating to special assessment proceedings under the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 676—An act to add Section 1711 to the Streets and Highways Code, relating to agreements between cities and counties for street construction, repair or maintenance.

Referred to Committee on Local Government.

Assembly Bill No. 870—An act to amend Section 2206 of the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Local Government.

Assembly Bill No. 873—An act to amend Section 2312 of the Health and Safety Code, relating to the withdrawal of mosquito abatement funds.

Referred to Committee on Local Government.

Assembly Bill No. 874—An act to amend Sections 2248 and 2851 of the Health and Safety Code, relating to the compensation and expenses of mosquito and pest abatement district board members.

Referred to Committee on Local Government.

Assembly Bill No. 877—An act to amend Labor Code Section 101, relating to payment of court costs by the Division of Labor Law Enforcement.

Referred to Committee on Judiciary.

Assembly Bill No. 1050—An act to amend Section 5248 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 1181—An act to amend Section 692 of the Code of Civil Procedure, relating to notice of sale of property.

Referred to Committee on Judiciary.

Assembly Bill No. 1307—An act to add Section 3832 to the Elections Code, relating to the general election ballot.

Referred to Committee on Elections.

Assembly Bill No. 1499—An act to add Section 21114.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to payments of wages to school district employees.

Referred to Committee on Local Government.

Assembly Bill No. 1515—An act to add Section 32130.7 to the Health and Safety Code, relating to local hospital districts, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

EXPLANATION OF ABSENCE ON MARCH 31, 1959, DURING THE ROLL CALL ON SENATE BILL NO. 194

During the vote on Senate Bill No. 194, I was presenting one of my bills before an Assembly committee. If I had been present for the roll call, I would have voted in favor of Senate Bill No. 194.

A. A. ERHART

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 9—An act to add Section 27603 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, and to repeal Section 16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to the painting of buses formerly used as school buses;

And reports that the same has been correctly enrolled, and presented to the Governor on the thirty-first day of March, 1959, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 28—Relative to leaves of absence of the Governor, Lieutenant Governor, Secretary of State, Attorney General, Controller, Treasurer, Superintendent of Public Instruction, members of the Board of Equalization and the State Personnel Board, and the Members of the Senate and Assembly; And reports that the same has been correctly enrolled, and presented to the Secretary of State on the first day of April, 1959, at 9 a.m.

BURNS, Chairman

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 568

Senate Bill No. 726

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Elections

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 607

Has had the same under consideration, and reports the same back with amendments with the recommendation: Do pass as amended and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 458

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 350

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, March 31, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 372

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Assembly Bill No. 767

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 288

Assembly Bill No. 881

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 336

Senate Bill No. 590

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 415

Senate Bill No. 416

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:
Senate Bill No. 707

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Local Government.

Committee membership 11.

GIBSON, Chairman

Above reported bill re-referred to Committee on Local Government.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 377	Assembly Bill No. 33
Senate Bill No. 515	Assembly Bill No. 258
Senate Bill No. 592	Assembly Bill No. 485
Senate Bill No. 612	Assembly Bill No. 637
Senate Bill No. 617	Assembly Bill No. 651
Senate Bill No. 800	Assembly Bill No. 1105

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 322
Assembly Bill No. 705

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 432

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GRUNSKY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 623

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 500

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 642

Senate Bill No. 816

Senate Bill No. 691

Senate Bill No. 820

Senate Bill No. 692

Assembly Bill No. 412

Senate Bill No. 693

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 48

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Concurrent Resolution No. 78

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

DONNELLY, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 222

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

Committee membership 11.

DONNELLY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 285

Senate Bill No. 724

Senate Bill No. 783

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, March 26, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 728

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 108

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and to Consent Calendar.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 480

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 480

Senator Collier moved that Senate Bill No. 480 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 480—An act to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of the Streets and Highways Code, relating to state highways, providing for a California Freeway and Expressway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Senate March 25, 1959, after "to", insert "amend Sections 306, 320, 332, 351, 362, 365, 369, 374, 382, 388, 397, 407, 408, 409, 410, 415, 422, 435, 440, 446, 453, 456, 460, 467, 470, 476, 487, 492, 493, 494, 506, 521, 528, 529, and 542 of, to amend and renumber Sections 553, 557 and 614 of, to".

Amendment No. 2

In line 2 of the title, after the second "of", insert ", and to add Sections 486, 514, 543.1, 544, 545, 546, 547.1, 548, 549, 550, 551, 552, 553.1, 554, 555, 556.1, 557.1, 558.1, 559.1, 560.1, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586 and 587 to,".

Amendment No. 3

On page 2, strike out lines 23 to 29, inclusive, and insert "and shall be composed of the following highways:

All of the Federal Interstate Highway System in California except those portions in the City and County of San Francisco described as follows:

(a) Interstate Route No. 280 from the San Mateo County Line to the Golden Gate Bridge.

(b) Interstate Route No. 480 from Bay and Embarcadero Streets to the Golden Gate Bridge.

(c) Interstate Route No. 80 from Interstate Route No. 280 to State Highway Route 2.

U. S. 6 from:

(a) U. S. 99 near Los Angeles to U. S. 395 near Inyokern.

(b) U. S. 395 near Bishop to the Nevada state line.

U. S. 40 Alternate in its entirety.

- U. S. 50 from Sacramento to the Nevada state line.
- U. S. 60 from Route 26, the San Bernardino Freeway to U. S. 99 near Beaumont.
- U. S. 95 from U. S. 60 near Blythe to U. S. 66 near Needles.
- U. S. 97 in its entirety.
- U. S. 99 from:
 - (a) Brawley to Indio.
 - (b) Wheeler Ridge south of Bakersfield to Sacramento.
- U. S. 99E from Roseville to Red Bluff.
- U. S. 101 from:
 - (a) Los Angeles to south of San Jose.
 - (b) Route 225 in San Francisco to the San Francisco-Oakland Bay Bridge.
 - (c) The Golden Gate Bridge to the Oregon state line north of Crescent City.
- U. S. 101 Alternate from U. S. 101 near Capistrano Beach to U. S. 101 near Oxnard.
- U. S. 101 Bypass from the junction of U. S. 101 south of San Jose to the junction U. S. 101 at Alemany Boulevard in San Francisco.
- U. S. 199 in its entirety.
- U. S. 209 in its entirety.
- U. S. 395 all of the route in California except that portion from Johnstonville to near Ravendale in Lassen County.
- U. S. 399 from Ventura to Maricopa.
- U. S. 466 from Route 56 north of Morro Bay to Barstow.
- Route 3 from Sacramento to Route 98 near North Sacramento.
- Route 5 from Hayward to Santa Cruz.
- Route 9 from:
 - (a) Route 79 near Saticoy to Federal Aid Interstate Route 210 near San Fernando.
 - (b) Federal Aid Interstate Route 210 near Glendora to Route 190.
- Route 10 from Route 238 near Coalinga to Sequoia National Park.
- Route 11 from Route 75 to Route 53.
- Route 12 from Route 286 to Route 2.
- Route 13 from Route 109 to Route 23.
- Route 15 from U. S. 101 near Ukiah to Interstate Route 80 near Emigrant Gap.
- Route 17 from Auburn to Grass Valley.
- Route 19 from Federal Aid Interstate Route 5 near Santa Ana to Route 77.
- Route 20 from:
 - (a) Redding to Lassen National Park.
 - (b) Route 83 near Old Station to Route 29 west of Susanville.
 - (c) Route 29 near Susanville to Route 73 near Ravendale.
- Route 23 from U. S. 395 near Topaz Lake to U. S. 50 near Meyers.
- Route 24 from:
 - (a) Route 4 near Lodi to San Andreas.
 - (b) Route 23 near Woodfords to the Nevada State line.
- Route 25 from Nevada City to Route 83 near Sattley.
- Route 26 from Calexico to Route 201.
- Route 29 from Red Bluff to Johnstonville, except between Mineral and Morgan Springs.
- Route 34 from near Ione to Route 23 near Picketts in Hope Valley.
- Route 38 from Route 11 near Mays Junction to Route 37 near Truckee.
- Route 40 from Route 13 to Route 23 near Mono Lake. The portion within Yosemite is not a state highway.
- Route 41 from Route 138 near Mendota to General Grant National Park.
- Route 43 from Newport Beach to Route 31 at Victorville except the portion on the north side of Big Bear Lake.
- Route 47 from Orland to Chico.
- Route 50 from Route 90 to Route 238 near Woodland.
- Route 55 from Route 5 to Route 105.
- Route 56 from:
 - (a) U. S. 101 near Las Cruces to U. S. 101 near Pismo.
 - (b) U. S. 101 near San Luis Obispo to San Simeon.
 - (c) Carmel to San Francisco.
 - (d) U. S. 101 near Richardson Bay to near Valley Ford.
 - (e) Route 48 to U. S. 101 near Leggett Valley.
- Route 57 from:
 - (a) Route 2 near Santa Maria to Route 238.
 - (b) Bakersfield to Route 23 near Freeman.
- Route 58 from Route 238 to Route 4 near Bakersfield.
- Route 59 from Route 4 near Gorman to Route 31 near Cajon Pass.
- Route 62 from Route 171 near Buena Park to Federal Aid Interstate Route 210.
- Route 64 from Route 2 near San Juan Capistrano to Route 26 near Indio.
- Route 65 from:
 - (a) Route 34 near Jackson to Route 11 near Placerville.
 - (b) Route 18 near Mariposa to Route 125 near Oakhurst.

Route 75 from:

(a) Oakland to Route 4 near Stockton via Walnut Creek and Antioch.

(b) Route 4 near Stockton to Route 249 near Farmington.

Route 76 from Route 125 to Huntington Lake.

Route 77 from Route 78 near Temecula to Route 19 near Pomona.

Route 78 from:

(a) Route 12 to Route 198.

(b) Route 278 to Route 77 near Temecula.

Route 80 from U. S. 101 west of Santa Barbara to U. S. 101 near Zaca.

Route 82 from Route 20 near Weaverville to Route 3 near Yreka.

Route 87 from Route 21 near Wick's Corner to Route 3 near Chico.

Route 88 from Route 15 near Colusa to Route 47 near Hamilton City.

Route 89 from Route 243 south of Kelseyville to Route 15 near Upper Lake.

Route 104 from Route 1 near Cotati to near Forestville.

Route 105 from Route 56 near Half Moon Bay to Route 5 near Hayward.

Route 107 from Route 5 to Route 56 via the Dumbarton Bridge.

Route 110 from Route 75 near Brentwood to Route 249 near Waterford.

Route 114 from Route 68 to Route 5.

Route 115 from junction Routes 5 and 239 near Moorpark Avenue to Route 68 near Story Road.

Route 119 from Paicines to Hollister.

Route 123 from:

(a) Route 32 to Route 4 near Merced.

(b) Route 4 near Merced to Route 249.

Route 125 from Route 33 to Yosemite.

Route 126 from Route 41 near Kerman to Route 125.

Route 127 from Route 23 to Route 31 via Death Valley.

Route 132 from Route 134 near Tulare to Route 249.

Route 134 from Route 4 to Route 129.

Route 139 from Route 238 to Route 33.

Route 140 from Route 4 south of Bakersfield to Route 58.

Route 146 from Route 187 east of Brawley to Route 64 near Blythe.

Route 155 from Route 2 near Newbury Park to Route 79 near Fillmore.

Route 161 from Route 2 to Federal Aid Interstate Route 210.

Route 162 from Route 158 to Route 61.

Route 164 from Route 60 near Torrance to Route 158 near Lawndale.

Route 165 from San Pedro to Route 4 in Los Angeles.

Route 168 from south of Route 172 to Federal Aid Interstate Route 210.

Route 170 from:

(a) Route 60 to Route 158.

(b) Route 26 to Federal Aid Interstate Route 210.

Route 174 from Route 158 to Route 166.

Route 175 from Route 153 to Route 43 in Santa Ana Canyon.

Route 184 from Route 60 to Route 43.

Route 187 from:

(a) Route 146 east of Brawley to Route 26 near Brawley.

(b) Route 26 near Brawley to Route 26 near Indio via the north shore of Salton Sea.

(c) Route 64 near Palm Desert to Route 26 near Whitewater.

(d) Route 26 near Whitewater to Route 43 near Lucerne Valley via Morongo Valley.

Route 194 from Route 64 near Hemet to Route 26 near Beaumont.

Route 195 from Route 2 to Route 77.

Route 200 from Route 2 to Jamacha Road.

Route 201 from Route 26 to Route 187 east of Brawley.

Route 212 from Route 23 to near the San Bernardino County line.

Route 226 from Route 258 near San Leandro to Route 5.

Route 235 from:

(a) Route 5 in Oakland to Route 75 near Lafayette.

(b) Route 75 near Lafayette to Route 75 near Concord.

Route 239 from Route 2 south of San Jose to Route 5.

Route 242 from Route 3 to Route 249 near Fair Oaks.

Routes 6, 8, 18, 22, 32, 39, 48, 49, 51, 53, 54, 61, 66, 69, 74, 79, 83, 86, 91, 97, 99, 103, 106, 108, 109, 113, 117, 118, 122, 129, 135, 143, 151, 153, 156, 159, 160, 167, 171, 172, 176, 179, 185, 190, 192, 193, 196, 197, 198, 205, 206, 207, 208, 210, 221, 225, 227, 228, 229, 232, and 237 in their entirety and Routes 243 to and including 287 in their entirety."

Amendment No. 4

On page 5, strike out lines 1 to 14, inclusive, and on line 15 strike out "255", and insert "254".

Amendment No. 5

On page 6, line 7, strike out "256", and insert "255".

Amendment No. 6

On page 6, line 14, strike out "257", and insert "256".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 7

On page 6, after line 26, insert

"SEC. 2. Section 306 of said code is amended to read:

306. Route 6 is from:

(a) [Sacramento to] Route 7 to Sacramento.

(b) Route [8] 49 near Napa to Route [90] 7 near [Winters] Davis.

SEC. 3. Section 320 of said code is amended to read:

320. Route 20 is from:

(a) Route 1 near Arcata to Lassen National Park via Weaverville and Redding.

(b) Route 83 near Old Station to Route 29 west of Susanville.

(c) Route 29 near Susanville to Route 73 near Ravendale.

SEC. 4. Section 332 of said code is amended to read:

332. Route 32 is from [:]

[(a) A point on Route 4 between Merced and Madera to Route 2 near Gilroy, via Pacheco Pass.]

[(b) Route 56 near Watsonville to Route [2] 249 [in Santa Clara Valley] near Shanon via Hecker Pass and Pacheco Pass.

SEC. 5. Section 351 of said code is amended to read:

351. Route 51 is from Route [104] 56 near [Sebastopol] Valley Ford to Route 8 near [Sears Point] Sonoma via Santa Rosa.

SEC. 6. Section 362 of said code is amended to read:

362. Route 62 is from [:]

[(a)] Route 171 near Buena Park to [Route 2 near La Habra.

(b) Route 26 in West Covina to] Route 61 via [Pine Flats in] San Gabriel Canyon.

SEC. 7. Section 365 of said code is amended to read:

365. Route 65 is from:

(a) Auburn to Sonora via Placerville, Diamond Springs, El Dorado, Jackson, San Andreas and Angels.

(b) Route 40 near Moccasin Creek to Route [18] 125 near [Mariposa] Oakhurst.

SEC. 8. Section 369 of said code is amended to read:

369. Route 69 is from:

(a) [Route 1 near San Rafael to Point San Quentin.

(b)] San Jose to the Richmond-San Rafael Bridge Toll Plaza including a connection to Route 5 near Warm Springs.

(b) Point San Quentin to Route 56 near Point Reyes Station.

SEC. 9. Section 374 of said code is amended to read:

374. Route 74 is from [:]

[(a) A point on Route 8 near the Napa Y] Route 6 near Napa to Route 7 near Cordelia via Vallejo and Benicia including a connection from Vallejo to Route 7 near the Carquinez Bridge.

SEC. 10. Section 382 of said code is amended to read:

382. Route 82 is from [Etna Mills] Route 20 near Weaverville to Montague.

SEC. 11. Section 388 of said code is amended to read:

388. Route 88 is from:

(a) Route [45] 15 near [Glenn] Colusa to Route 47 near Hamilton City.

(b) Route 15 near Sycamore to Route 87 near Knights Landing.

SEC. 12. Section 397 of said code is amended to read:

397. Route 97 is from Route 4 near Stockton to Route 54 near Waite's Station including a connection to Route 34 south of Ione.

SEC. 13. Section 407 of said code is amended to read:

407. Route 107 is from:

(a) Route 56 to a point near Sunol on the highway described in subdivision (b) of this section.

[(a)] (b) Route [75] 108 near [Walnut Creek] Scotts Corners to Route [108] 75 near [Scotts Corners] Walnut Creek.

[(b) A point near Sunol, on the highway described in subdivision (a) of this section, to Route 68 near Palo Alto.]

[(c) Route 68 near Redwood City to Route 55 via Woodside.]

SEC. 14. Section 408 of said code is amended to read:

408. Route 108 is from Route 5 near Mission San Jose to Route [5] 75 near [Livermore] Brentwood.

SEC. 15. Section 409 of said code is amended to read:

409. Route 109 is from Route [4] 238 [at Modesto northerly] near Crows Landing to Route 13 between Salida and Riverbank.

- SEC. 16. Section 410 of said code is amended to read:
 410. Route 110 is from Route [5] 75 near [Tracy] *Brentwood* to Route 65 via Modesto, including a connection to Route 238 southwest of Vernalis.
- SEC. 17. Section 415 of said code is amended to read:
 415. Route 115 is from:
 (a) *The intersection of Route 5 and Route 239 near Moorpark Avenue to Route 68 near Story Road.*
 (b) Route [5] 68 near San Jose to Mount Hamilton.
- SEC. 18. Section 422 of said code is amended to read:
 422. Route 122 is from Route [41] 238 [at] near Gustine to Route 4 [at] near Merced [via the John C. Fremont Ford Road].
- SEC. 19. Section 435 of said code is amended to read:
 435. Route 135 is from:
 (a) [Route 10 near Hanford, thence southerly in the vicinity of Corcoran and via San Rise City to] The junction of Route 33 and Route 139 near Wasco to Route 10 near Hanford.
 (b) *The Kings County line north of Hanford to Route 4 near Selma.*
- SEC. 20. Section 440 of said code is amended to read:
 440. Route 140 is from:
 (a) Taft to Route 4 near Greenfield.
 (b) Route 4 south of Bakersfield to Route 58 [via Arvin].
- SEC. 21. Section 446 of said code is amended to read:
 446. Route 146 is from:
 (a) [County line near Palo Verde] *Route 187 east of Brawley* to Route 64 near Blythe.
 (b) Route 64 near Blythe to Route 58 near Needles.
 (c) Route 58 west of Needles northerly to the Nevada state line.
- SEC. 22. Section 453 of said code is amended to read:
 453. Route 153 is from Hueneme to Route 9 near Somis [via Oxnard and Camarillo].
- SEC. 23. Section 456 of said code is amended to read:
 456. Route 156 is from Route 60 [near Topanga Beach] *north west of Santa Monica* to Route [9] 4 near [Chatsworth] *Tunnel Station*.
- SEC. 24. Section 460 of said code is amended to read:
 460. Route 160 is from Route [2] 158 near *Inglewood* to Route [162] 2 in [the Hollywood area,] Los Angeles.
- SEC. 25. Section 467 of said code is amended to read:
 467. Route 167 is from Route 165 in San Pedro to [Huntington Drive] *Route 9 in Pasadena* via Long Beach, and including a bridge, with at least four lanes, from San Pedro at or near Boschke Slough to Terminal Island.
- SEC. 26. Section 470 of said code is amended to read:
 470. Route 170 is from Route 60 near Seal Beach to Route [26] 9 near [West Covina] *Duarte*.
- SEC. 27. Section 476 of said code is amended to read:
 476. Route 176 is from Route [62] 174 near [La Habra] *Norwalk* to Route 43 in Santa Ana Canyon [via Brea].
- SEC. 28. Section 486 is added to said code, to read:
 486. Route 186 is from Route 194 to Route 19 near Moreno.
- SEC. 29. Section 487 of said code is amended to read:
 487. Route 187 is from:
 (a) Route 26 near Whitewater to *Route 43 near Lucerne Valley via Morongo Valley.*
 (b) Route 26 near Whitewater to Route 64 near *Palm Desert* [Indian Wells].
 (c) Route 26 near Indio via [Mecca and] the north shore of Salton Sea, to Route 26 near Brawley.
 (d) Route 26 near Brawley to Route 27 near Holtville.
 (e) Route 27 near Holtville to Route 202 near Bonds Corners.
- SEC. 30. Section 492 of said code is amended to read:
 492. Route 192 is from Route 77 [via Euclid Avenue] to Route 190 [in] near Upland.
- SEC. 31. Section 493 of said code is amended to read:
 493. Route 193 is from Route 43 [at] near Corona [northerly] to Route [19] 31 near *Devore*.
- SEC. 32. Section 494 of said code is amended to read:
 494. Route 194 is from Route [19] 78 [near Moreno] *east of Temecula* to Route [78] 26 near [Aguanga] *Beaumont* via the vicinity of Hemet.
- SEC. 33. Section 506 of said code is amended to read:
 506. Route 206 is from [Route 69, the East Shore Highway,] *Route 257 near Emeryville* to Route 751, via Ashby Avenue, including that portion of the San Francisco-Oakland Bay Bridge approaches (on the Alameda County end) not included in Routes 5 and 69] *near Lake Temescal.*

- SEC. 34. Section 614 of said code is amended and renumbered to read:
 [614] 510. Route 210 is from:
 (a) Route 28 near Canby to the Oregon line near [Merrill] Hatfield.
 (b) A point on the highway specified in subdivision (a) of this section near Hatfield to Route 72 near Dorris.
- SEC. 35. Section 514 is added to said code, to read:
 514. Route 214 is from Route 239 near Woodside to Route 68 at the Harbor Boulevard Interchange in Redwood City.
- SEC. 36. Section 521 of said code is amended to read:
 521. Route 221 is from Route 69 northwest of the Los Angeles International Airport to [a point on Route 165, the Harbor Freeway, between Santa Barbara Avenue and Florence Avenue] Route 170.
- SEC. 37. Section 528 of said code is amended to read:
 528. Route 228 is [a connection between Route 5 and Route 69] from Route 258 near San Lorenzo to Route 5 near Hayward.
- SEC. 38. Section 529 of said code is amended to read:
 529. Route 229 is [a connection between Route 68 and Route 2] from Route 56 near Pacifica to Route 68 near San Bruno.
- SEC. 39. Section 553 of said code is amended and renumbered to read:
 [553.] 535. Route 235 is from:
 (a) A connection with Route 69 near 42d Avenue to a connection with Route 5 near High Street in Oakland.
 (b) From Route [227 near the intersection of Park Boulevard, Oakland,] 5 in Oakland to Route 75 near Lafayette.
 (c) From Route 75 near Lafayette to Route 75, described in Section 375(a), near Concord.
- SEC. 40. Section 557 of said code is amended and renumbered to read:
 [557] 537. Route 237 is [Junipero Serra Boulevard as it exists and as it was constructed by Joint Highway District No. 10 from its junction with State Highway Route No. 56 in Daly City, to the present terminus of said highway in the City of San Bruno.
- Upon the effective date of this section, the Joint Highway District No. 10 shall be dissolved in accordance with the provisions of Chapter 20 of Part 1 of Division 16 of the Streets and Highways Code, and all property, assets, and liabilities of said district shall become the property of the State.] from Route 239 near San Bruno to Route 68 near Millbrae.
- SEC. 41. Section 542 of said code is amended to read:
 542. Route 242 is from:
 (a) Route 6 west of Sacramento to Route 3 near Watt Avenue.
 (b) Route 3 to Route 249 near Fair Oaks.
- SEC. 42. Section 543.1 is added to said code, to read:
 543.1. Route 243 is from Route 89 south of Kelseyville to Route 49 near Lower Lake.
- SEC. 43. Section 544 is added to said code, to read:
 544. Route 244 is from Route 7 near Vacaville to Route 6 near Berryessa Reservoir.
- SEC. 44. Section 545 of said code is amended to read:
 545. Route 245 is from Route 232 near Catlett to Route 87 near Tudor.
- SEC. 45. Section 546 is added to said code, to read:
 546. Route 246 is from Route 238 near Elkhorn to Route 17 near Auburn.
- SEC. 46. Section 547.1 is added to said code, to read:
 547.1. Route 247 is from Route 4 near Elk Grove to Route 246 near Antelope.
- SEC. 47. Section 548 is added to said code, to read:
 548. Route 248 is from Route 238 near Sacramento to Route 247 south of Route 54.
- SEC. 48. Section 549 is added to said code, to read:
 549. Route 249 is from Route 10 near Exeter to Route 17 near Roseville on a route along the easterly side of the San Joaquin Valley to be selected by the California Highway Commission, which route may include all or portions of any existing state highway route or routes.
- SEC. 49. Section 550 is added to said code, to read:
 550. Route 250 is from Route 104 near Forestville to Route 1.
- SEC. 50. Section 551 is added to said code, to read:
 551. Route 251 is from Route 1 near Greenbrae to Route 69 near Point San Quentin.
- SEC. 51. Section 552 is added to said code, to read:
 552. Route 252 is from Route 69 near Nicasio to Route 1 near Novato.
- SEC. 52. Section 553.1 is added to said code, to read:
 553.1. Route 253 is from:
 (a) Route 68 near the south city limits of San Francisco to Route 224 near the San Francisco-Oakland Bay Bridge.
 (b) Route 68 near Alemany Boulevard to the route described in subdivision (a) of this section.

- Sec. 53. Section 554 is added to said code, to read:
554. Route 254 is from:
(a) Route 235 to Route 75 near Orinda.
(b) Route 75 near Orinda to Route 69 in Richmond via San Pablo.
- Sec. 54. Section 555 is added to said code, to read:
555. Route 255 is from Route 235 near Burton to Route 107 near Alamo.
- Sec. 55. Section 556.1 is added to said code, to read:
556.1. Route 256 is from Route 75 near Walnut Creek to Route 75 near Pittsburg.
- Sec. 56. Section 557.1 is added to said code, to read:
557.1. Route 257 is from Route 69 near West Grand Avenue in Oakland to Route 69 near Albany.
- Sec. 57. Section 558.1 is added to said code, to read:
558.1. Route 258 is from:
(a) Route 107 near Newark to Route 226 near San Leandro.
(b) Route 226 near the Oakland International Airport to Route 5.
- Sec. 58. Section 559.1 is added to said code, to read:
559.1. Route 259 is a connection between Route 105 and Route 5 near Castro Valley.
- Sec. 59. Section 560.1 is added to said code, to read:
560.1. Route 260 is from Route 238 to Route 4 north of the Calaveras River.
- Sec. 60. Section 561 is added to said code, to read:
561. Route 261 is from Route 238 near French Camp to Route 4.
- Sec. 61. Section 562 is added to said code, to read:
562. Route 262 is from Asilomar Beach State Park to Route 56.
- Sec. 62. Section 563 is added to said code, to read:
563. Route 263 is from Route 119 near Paicines to Route 41 near Mendota.
- Sec. 63. Section 564 is added to said code, to read:
564. Route 264 is from Route 238 to Route 4 south of Greenfield.
- Sec. 64. Section 565 is added to said code, to read:
565. Route 265 is from Route 60 near Malibu Beach to Route 4 south of San Fernando.
- Sec. 65. Section 566 is added to said code, to read:
566. Route 266 is from Route 9 near Sunland to Route 58, including a connection to Route 61 north of La Canada.
- Sec. 66. Section 567 is added to said code, to read:
567. Route 267 is from Route 59 to Route 266 near the San Bernardino county line.
- Sec. 67. Section 568 is added to said code, to read:
568. Route 268 is from Route 59 to Route 43.
- Sec. 68. Section 569 is added to said code, to read:
569. Route 269 is from Route 61 to Route 23 south of Palmdale.
- Sec. 69. Section 570 is added to said code, to read:
570. Route 270 is from Terminal Island to Route 173.
- Sec. 70. Section 571 is added to said code, to read:
571. Route 271 is a connection between Route 170 and Route 168 near Pico Rivera.
- Sec. 71. Section 572 is added to said code, to read:
572. Route 272 is from Route 19 near City of Industry to Route 26 near Pomona.
- Sec. 72. Section 573 is added to said code, to read:
573. Route 273 is from Route 60 near Huntington Beach to Route 179 near Santa Ana.
- Sec. 73. Section 574 is added to said code, to read:
574. Route 274 is from Route 77 near Chino to Route 190 near Upland.
- Sec. 74. Section 575 is added to said code, to read:
575. Route 275 is from Route 26 to Route 190 near Mountain View Avenue.
- Sec. 75. Section 576 is added to said code, to read:
576. Route 276 is from Route 78 east of Riverside to Route 193 south of Devore.
- Sec. 76. Section 577 is added to said code, to read:
577. Route 277 is from Route 78 east of Temecula to Route 64 east of Anza.
- Sec. 77. Section 578 is added to said code, to read:
578. Route 278 is from Route 2 north of La Jolla to Route 198.
- Sec. 78. Section 579 is added to said code, to read:
579. Route 279 is from Route 2 east of La Jolla to Route 198 near Santee.
- Sec. 79. Section 580 is added to said code, to read:
580. Route 280 is from Route 2 near Sweetwater River to Route 12 near El Cajon.
- Sec. 80. Section 581 is added to said code, to read:
581. Route 281 is from Route 2 near the south end of San Diego Bay to east of United States Naval Auxiliary Air Station, Brown Field.

- SEC. 81. Section 582 is added to said code, to read:
 582. Route 282 is from:
 (a) Route 281 near United States Naval Auxiliary Air Station, Brown Field, to Route 198 near La Mesa.
 (b) Route 198 near La Mesa to Route 277.
 SEC. 82. Section 583 is added to said code, to read:
 583. Route 283 is from:
 (a) Route 241 near the north city limits of National City to Route 2.
 (b) Route 2 to Route 77 near United States Naval Air Station, Miramar.
 SEC. 83. Section 584 is added to said code, to read:
 584. Route 284 is from Route 2 to Route 241 via Switzer Canyon.
 SEC. 84. Section 585 is added to said code, to read:
 585. Route 285 is from Route 241 south of Route 200 to Route 282 near Sweetwater Reservoir.
 SEC. 85. Section 586 is added to said code, to read:
 586. Route 286 is from Sunset Cliffs Boulevard near Mission Bay southeasterly to Route 2.
 SEC. 86. Section 587 is added to said code, to read:
 587. Route 287 is from Route 5 to Route 56 via Ocean Street, Second Street and Chestnut Street in Santa Cruz.
 SEC. 87. It is the purpose of the Legislature in extending lengths of routes presently in the State Highway System and in adding routes to the State Highway System in this act that additional mileage be incorporated into the State Highway System in order that said mileage may become a part of the California Freeway System. There shall be no expenditures made on the extensions of state highways added by this act or on any state highways added by this act other than planning, design, maintenance, right-of-way acquisition and right-of-way clearance until the 1963-64 Fiscal Year."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 609

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 609

Senator Gibson moved that Senate Bill No. 609 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 609—An act to amend Section 6535.1 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 5, inclusive, and insert "6535.1. The".

Amendment No. 2

On page 1, line 6, strike out "further".

Amendment No. 3

On page 1, line 15, strike out "six months", and insert "90 days".

Amendment No. 4

On page 1, line 17, after "completed," insert "No such application shall be denied by the board except upon a hearing conducted pursuant to Chapter 5 (commencing at Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Rules, to which was referred: Senate Concurrent Resolution No. 43

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 43

Senator Richards moved that Senate Concurrent Resolution No. 43 be amended and re-referred to Committee on Rules.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 43—Relative to state employee parking facilities.

Resolution read.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed measure, strike out "rural and suburban".

Amendment No. 2

On page 1, line 8, after "no", insert "adequate".

Amendment No. 3

On page 1, strike out lines 23 to 25, inclusive, and insert "WHEREAS, Current lack of sufficient advance planning has resulted in mounting parking problems for our state employees; and".

Amendment No. 4

On page 2, strike out lines 13 to 17, inclusive, and insert "WHEREAS, It is apparent that some state agencies consider employee parking essential, while others do not sufficiently consider the problem; and

WHEREAS, The use by employees of "ride pools" should be encouraged, now and in the future, yet this often fails to furnish a sufficient answer to the problem; and".

Amendment No. 5

On page 2, strike out lines 25 and 26 and insert "California to recognize the problem of state employee parking; that adequate and economical public or private parking facilities should be available, or made available, to our state employees who reasonably require".

Amendment No. 6

On page 2, lines 30 and 31, strike out "facilities for", and insert "in future plans for state facilities, provision for".

Amendment No. 7

On page 2, lines 31 and 32, strike out "in the preparation of plans and", and insert "when developing".

Amendments read, and adopted.

Resolution ordered printed, and referred to Committee on Rules.

Motion to Print With Rush Order

Senator Richards moved that Senate Concurrent Resolution No. 43 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 589

Assembly Bill No. 630

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 589

Senator Gibson moved that Senate Bill No. 589 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 589—An act relating to the sale, exchange, other disposition, or administration of state property, and providing for the disposition of the proceeds from such sale or exchange and for accomplishing the purposes of this act.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 7, of the printed bill, strike out "355", and insert "357".

Amendment No. 2

On page 2, line 27, after "grantor", insert "at no cost to said grantor,".

Amendment No. 3

On page 2, line 36, after "grantor", insert "at no cost to said grantor,".

Amendment No. 4

On page 2, between lines 37 and 38, insert

"Parcel 10. Approximately .018 acres of real property at the Victorville Armory site, being a portion of the northwest one-quarter of Section 11, Township 5 North, Range 4 West, S.B.B.M., in the County of San Bernardino, State of California.

As to this parcel, which was originally conveyed without charge to the State, the Director of Finance, with the consent of the Adjutant General, is authorized to quitclaim to the original grantor at no cost to said grantor, all right, title and interest of the State of California thereto."

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 630

Senator Gibson moved that Assembly Bill No. 630 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 3, on line 38, of the printed bill, as amended in the Senate March 26, 1959, after "1957", strike the period and insert "; and provided, further, that nothing contained in this paragraph (b) shall be deemed to affect the validity or term of any franchise granted by said city under the Franchise Act of 1937, and any such franchise shall be effective with respect to said lands when the title thereto passes to said city hereunder."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 931

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 931

Senator Hollister moved that Senate Bill No. 931 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 931—An act to add Part 7 (commencing at Section 7000) to Division 8 of the Harbors and Navigation Code, relating to small craft harbor districts.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 13, line 48, of the printed bill, strike out "or firm of certified public accountants", and insert "or public accountant or firm of certified public accountants or public accountants".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 55

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 55

Senator Gibson moved that Senate Bill No. 55 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 55—An act to add Sections 253.1 and 253.2 to the Revenue and Taxation Code, relating to the veterans' tax exemption.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", insert "205.7,".

Amendment No. 2

On page 2, between lines 27 and 28, insert

"(i) A statement of the liabilities of the claimant or his wife, including any encumbrance on any property."

Amendment No. 3

On page 2, line 28, strike out "(i)", and insert "(j)".

Amendment No. 4

On page 2, after line 41, insert

"SEC. 3. Section 205.7 is added to said code, to read:

205.7. In determining whether the total value of the property owned by the claimant for the veterans' exemption or his wife amounts to five thousand dollars (\$5,000) or more for the purposes of the exemption, the assessor shall deduct:

(a) From the market value of any property, the unpaid amount of any mortgage, deed of trust or other encumbrance on such property and the remainder, if any, shall constitute the value of such property.

(b) From the value of all the property, any other liability of the claimant or his wife which is not secured by any property."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 318

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 318

Senator McBride moved that Senate Bill No. 318 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 318—An act to amend Section 15857 of the Government Code, relative to the acquisition of real property by the State.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1 of the title of the printed bill, strike out "Section 15857", and insert "Sections 15857 and 15859".

PRINTER'S NOTE:—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 7, insert
"SEC. 2. Section 15859 of the Government Code is amended to read:
15859. [With the approval of the State Board of Control.] The board may abandon any condemnation proceeding [, and when directed to do so by the State Board of Control shall immediately abandon any such proceeding]. Nothing in this part extends the time specified in Section 1255a of the Code of Civil Procedure for the abandonment of condemnation proceedings."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 807

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 807

Senator Donnelly moved that Assembly Bill No. 807 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 807—An act to amend Sections 13304, 13311, 13312, 13315, 13320, 13321, and 13322 of, and to repeal Sections 13303, 13307, and 13308 of the Education Code as enacted at the 1959 Regular Session, relating to school district employees.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 27, of the printed bill, as amended in Assembly March 4, 1959, after "who", strike out the comma.

Second Set of Amendments to Assembly Bill No. 807**Amendment No. 1**

In line 4 of the title of the printed bill, as amended in Assembly March 4, 1959, strike out "13304", and insert "13303, 13304, 13307, 13308".

Amendment No. 2

In lines 4 and 5 of the title, strike out ", and to repeal Sections 13303, 13307, and 13308 of".

Amendment No. 3

On page 3, strike out line 24, and insert

"SECTION 1. Section 13303 of the Education Code as"

PRINTLE'S NOTE: There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 4

On page 3, between lines 25 and 26, insert

"13303. Every employee of a joint union or union high school district, having an average daily attendance of [§50] 250 or more, maintaining eight or more schools lying not less than six miles apart, who, after having been employed by the district has served for three complete consecutive school years in a position or positions requiring certification qualifications, in a school having an average daily attendance of [§50] 250 or more, is re-elected for the next succeeding school year to a position requiring certification qualifications shall, at the commencement of the succeeding school year, be classified as and become a permanent employee of the district.

SEC. 2. Section 13304 of said code is amended to read:"

Amendment No. 5

On page 3, line 27, after "more," insert "except a joint union or union high school district maintaining eight or more schools lying not less than six miles apart,".

Amendment No. 6

On page 3, between lines 33 and 34, insert

"SEC. 3. Section 13307 of said code is amended to read:

13307. Every employee of a school district of any type or class having an average daily attendance of less than [§50] 250 pupils, who, after having been employed by the district for three complete consecutive school years in a position or positions requiring certification qualifications, is re-elected for the next succeeding school year to a position requiring certification qualifications, may be classified by the governing board of the district as a permanent employee of the district. If the classification is not made the employee shall not attain permanent status and may be re-elected from year to year thereafter without becoming a permanent employee until the classification is made.

SEC. 4. Section 13308 of said code is amended to read:

13308. Every employee of a joint union or union high school district having an average daily attendance of [§50] 250 or more, maintaining eight or more high schools lying not less than six miles apart, who, after having been employed by the district has served for three complete consecutive school years in a position or positions requiring certification qualifications in a school having an average daily attendance of less than [§50] 250, and is re-elected to a position requiring certification qualifications, may be classified by the governing board of the district as a permanent employee of the district. If the classification is not made the employee shall not attain permanent status and may be re-elected from year to year thereafter without becoming a permanent employee until the classification is made. If the classification is not made the employee may be dismissed from the service of the district only by an unanimous vote of all the members of the governing board of the district, on the recommendation of the superintendent of schools, if there is one, of the district."

Amendment No. 7

On page 3, line 35, strike out "SEC. 2", and insert

"SEC. 5".

Amendment No. 8

On page 3, line 36, strike out "and 13306", and insert "to 13308, inclusive,".

Amendment No. 9

On page 3, line 45, strike out "SEC. 3", and insert

"SEC. 6".

Amendment No. 10

On page 3, line 46, strike out "and 13306", and insert "to 13311, inclusive,".

Amendment No. 11

On page 4, line 2, strike out "SEC. 4", and insert

"SEC. 7".

Amendment No. 12

On page 4, line 12, strike out "SEC. 5", and insert

"SEC. 8".

Amendment No. 13

On page 4, line 24, strike out "SEC. 6", and insert "SEC. 9".

Amendment No. 14

On page 5, between lines 5 and 6, insert

"In case the unionization, unification, uniting, or consolidation of two or more school districts results in a district in which, under the provisions of this code then in effect, the certificated employees are entitled to probationary or permanent classification, the employees of the union, unified, or consolidated district, or of the school district formed by uniting two or more school districts shall be given such classification on the same basis as certificated employees in other districts of like average daily attendance."

Amendment No. 15

On page 5, line 7, strike out "SEC. 7", and insert "SEC. 10".

Amendment No. 16

On page 5, strike out lines 8 to 13, inclusive, and insert

"13322. On the unionization, unification, uniting, or consolidation of one or more school districts in which the average daily attendance for the preceding school year was less than 250 pupils, with a district or districts in which the average daily attendance was or, as a result of the unionization, uniting, consolidation, or unification, becomes 250 or more pupils, the regular three-year probationary period shall be served after the effective date of the unionization, unification, uniting, or consolidation, by any probationary employee who has been serving in a district of less than 250 average daily attendance. The elected gov-".

Amendment No. 17

On page 5, line 17, after "any", insert "probationary".

Amendment No. 18

On page 5, strike out lines 25 and 26.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 225

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 225

Senator Farr moved that Senate Bill No. 225 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 225—An act adding a new division to be numbered Fifth to the Civil Code to be named "Secured Transactions Involving Personal Property," relating to the creation and enforcement of security interests in all kinds of personal property and crops, including the assignment of rents as security, defining the rights of the parties thereto and as against third parties, excepting therefrom certain statutory liens, and repealing the following sections of the Civil Code: Sections 2892, 2955 to 2978 inclusive, Sections 2980, 2988, 2996, Sections 3000 to 3011 inclusive, Sections 3012 to 3016.16 inclusive, Sections 3017 to 3029 inclusive, Sections 3030 to 3043 inclusive; and amending Sections

955, 955.1, 2897, 2922, 2924, 2933, 2934, 2980.5, 3440, 3440.1; amending Section 726 of the Code of Civil Procedure; and amending Section 504a of the Penal Code; providing that transactions entered into before the effective date of this act shall be governed by the laws then in effect; and providing that this act shall take effect on July 1, 1960.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 8, line 16, of the printed bill, as amended in Senate, March 25, 1959, strike out the first "property".

Amendment No. 2

On page 16, line 16, strike out the period, and insert a semicolon.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 227

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 227

Senator Teale moved that Assembly Bill No. 227 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 227—An act to add Section 55335 to the Water Code, relating to the powers of county waterworks districts.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 5, 1959, after "An act to", insert "amend Section 55330 of and to".

Amendment No. 2

On page 1, line 1, after "SECTION 1.", insert "Section 55330 of the Water Code is amended to read:

55330. A district may provide for the supplying of the inhabitants of the district with water for irrigation, domestic, industrial, or fire protection purposes, through facilities of the district or other facilities, including but not limited to facilities of private water companies, mutual water companies, and private water systems within the district, and may provide for the development and conservation of water supplies for those purposes.

"SEC. 2."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 519

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 519

Senator McCarthy moved that Senate Bill No. 519 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 519—An act to amend the heading of Chapter 2 (commencing at Section 30600) of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of, Division 17 of the Streets and Highways Code, relating to the construction of a San Francisco-Oakland Rapid Mass Transit Tube, and making an appropriation.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "amend", insert "Section 30608 of, and to amend".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 30608 of the Streets and Highways Code is amended to read:

30608. Pending the issuance and sale of bonds secured by the tolls of the San Francisco-Oakland Bay Bridge for the financing of the [Southern Crossing] *rapid transit tube* specified in Article [2] 5 of this chapter, the authority shall continue to fix and the department shall collect tolls at substantially the same rates as in effect January 1, [1955] 1959. Revenues therefrom shall continue to be devoted to fulfilling any obligations of the authority pursuant to any bond indenture or statute in effect on said date, and any surplus revenues shall be held and invested as authorized by law for assistance in the financing of the [Southern Crossing] *rapid transit tube* or such other purpose as may be authorized or provided by law. *Subsequent to the issuance of the aforesaid bonds for the financing of the aforesaid rapid transit tube, the authority and the department shall fix and collect such rates of tolls as are necessary to comply with the obligations assumed by the authority in connection with the issuance of such bonds and the requirements of this article.*

SEC. 2. The heading of Chapter 2 (commencing at Sec—"

Amendment No. 3

On page 1, line 7, strike out "SEC. 2.", and insert

"SEC. 3."

Amendment No. 4

On page 2, line 13, after "authorized", insert "and directed".

Amendment No. 5

On page 2, line 16, strike out "the", and insert "preliminary engineering work including but not limited to".

Amendment No. 6

On page 2, line 18, strike out "tube, including neces-", and all of lines 19, 20 and 21, and insert "tube."

Amendment No. 7

On page 2, between lines 21 and 22, insert

"No use of such funds shall be made nor construction of the rapid transit tube commenced, however, unless or until the federal law permits the authority to collect tolls upon the existing San Francisco-Oakland Bay Bridge for the purpose of paying the costs of engineering and planning, including the aforesaid engineering expenses, and the construction of such rapid transit tube.

It is hereby declared to be the intent of the Legislature that the aforesaid preliminary engineering work shall be commenced as soon as the federal law permits the collection of tolls upon the existing Bay Bridge for the aforesaid purpose and that construction of the rapid transit tube shall commence as soon as possible after the completion of the aforesaid engineering work and the approval by the voters of the issuance of general obligation bonds referred to in Section 30775."

Amendment No. 8

On page 2, line 38, after "construct the", insert "rapid transit".

Amendment No. 9

On page 2, line 39, after "upon", insert "; and shall be accomplished promptly after,".

Amendment No. 10

On page 2, line 41, after "finance", insert "acquisition or".

Amendment No. 11

On page 2, line 41, strike out "the remainder of the", and strike out all of line 42, and on line 43, strike out "tors of the district determines", and insert "such transit facilities as the board of directors of the district, whose determination shall be final, determines to be a substantial regional rapid transit system that".

Amendment No. 12

On page 2, line 44, after "Code", insert "at the time the rapid transit tube is constructed".

Amendment No. 13

On page 2, strike out lines 45 through 49, inclusive, and insert

"30776. All the provisions of the California Toll Bridge Authority Act (Chapter 1 (commencing at Section 30000) of this division) applicable to toll highway crossings shall apply to the activities of the department and the authority in connection with the rapid transit tube insofar as they are not inconsistent with the provisions of this article. The provisions of said act shall not apply to the district and shall not require or permit the fixing of a toll by the department or the authority for the use of the rapid transit tube. The district shall have the sole and exclusive right to the use of the rapid transit tube in the absence of an agreement between the district and any other party for any use by such other party on payment of appropriate compensation to the district."

Amendment No. 14

On page 3, line 3, after the first "the", insert "annual tolls and".

Amendment No. 15

On page 3, line 4, strike out "accruing, subsequent to July 1, 1961".

Amendment No. 16

On page 3, lines 5 and 6, strike out "over and above those required to provide the", and insert "after provision for the payment in full of all annual".

Amendment No. 17

On page 3, line 7, after "Bridge," insert "and after payment or provision for payment in full of all the costs of revisions, improvements and alterations referred to in and subject to the limitations of Section 30609,".

Amendment No. 18

On page 3, line 8, strike out "to financing the cost of construction of the", and strike out all of lines 9 and 10 and insert "and used to finance and pay for the cost of construction of the rapid transit tube, including but not limited to payment of the principal of, and interest and premiums, if any, on, and provision for security of, the revenue bonds of the authority issued pursuant to this article. The costs of the approaches of the rapid transit tube, including but not limited to the portion of all financing costs attributable to such approaches, shall be reimbursed

to the authority by the district from any excess of passenger fares received by the district attributable to passage through the rapid transit tube over and above any and all costs incurred by the district in connection with its transportation of passengers through the rapid transit tube. No other payments shall be required of the district for the use of the rapid transit tube."

Amendment No. 19

On page 3, strike out lines 18 through 21, inclusive, and insert
"30780. The rapid transit tube shall be repaired, maintained and operated, and insured against such risks and in such amount as the district deems proper by or at the expense of the district."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 124
Senate Bill No. 293
Senate Bill No. 461

Assembly Bill No. 134
Assembly Bill No. 341
Assembly Bill No. 683

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 124

Senator Hollister moved that Senate Bill No. 124 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 124—An act to add Section 738.7 to the Code of Civil Procedure, relating to quiet title actions for nonuse of easements.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, after line 20, of the printed bill, as amended in Senate March 18, 1959, insert

"This section shall not apply to easements held by public utilities subject to the jurisdiction of the California Public Utilities Commission."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 293

Senator Grunsky moved that Senate Bill No. 293 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 293—An act to add Section 502.2 to the Vehicle Code and Section 23102.2 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to chemical tests of vehicle drivers for intoxication.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "502.2 to the Vehicle Code and Section".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "502.2 is added to the Vehicle Code", and insert "23102.2 is added to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 3 to 23, inclusive.

Amendment No. 5

On page 2, strike out lines 1 to 6, inclusive.

Amendment No. 6

On page 2, line 9, after "blood", insert "at the time alleged as being the time of the violation".

Amendment No. 7

On page 2, line 12, after "was", insert "at that time".

Amendment No. 8

On page 2, line 15, strike out "at the time the bodily substance was provided for analysis".

Amendment No. 9

On page 2, line 16, after "was", insert "at that time".

Amendment No. 10

On page 2, lines 20 and 21, strike out "at the time the bodily substance was provided for analysis".

Amendment No. 11

On page 2, line 24, after "was", insert "at that time".

Amendment No. 12

On page 2, lines 26 and 27, strike out "at the time the bodily substance was provided for analysis".

Amendment No. 13

On page 2, strike out lines 32 to 36, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 461

Senator Regan moved that Senate Bill No. 461 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 461—An act to add Chapter 5 (commencing with Section 1300) to Title 5, Part 4, Division 2 of the Civil Code, and to amend Sections 1241, 1242, 1243, and 1265 of said code, and to amend Sections 660 and 663 of the Probate Code, relating to home-steads.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 32, of the printed bill, strike out "declarant", and insert "claimant".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 134

Senator Regan moved that Assembly Bill No. 134 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 134—An act to amend Sections 26721, 26722, 26725, 26738 and 26743 of the Government Code, relating to the fees of sheriffs and marshals.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "five dollars (\$5)", and insert "four dollars (\$4)".

Amendment No. 2

On page 1, lines 12 and 13, strike out "five dollars (\$5)", and insert "four dollars (\$4)".

Amendment No. 3

On page 1, line 14, strike out "five dollars (\$5)", and insert "four dollars (\$4)".

Amendments read and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 341

Senator Regan moved that Assembly Bill No. 341 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 341—An act to add Section 851.5 to the Penal Code, relating to telephone calls by arrested persons.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Assembly February 20, 1959, strike out "person", and insert "persons".

Amendment No. 2

On page 1, line 6, strike out "either".

Amendment No. 3

On page 1, line 7, strike out "a".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 683

Senator Regan moved that Assembly Bill No. 683 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 683—An act to add Section 1744.1 to the Code of Civil Procedure, relating to children's courts of conciliation.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 4, of the printed bill, after "appoint", insert " , with the consent and approval of the board of supervisors,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

Consideration of Assembly Amendments

Senate Bill No. 217—An act to amend Sections 28816 and 28958 of, to add Section 29126.1 to, and to repeal Section 28972 of, the Public Utilities Code, and to amend Sections 15771 and 16158 of, to add Section 16456.1 to, and to repeal Section 16182 of, the Public Districts Code, relating to the San Francisco Bay Area Rapid Transit District.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 217?

Amendment No. 1

In line 5 of the title of the printed bill, as amended in Senate February 27, 1959, strike out "Services", and insert "Districts".

Amendment No. 2

On page 2, line 7, strike out "Services", and insert "Districts".

Amendment No. 3

On page 3, line 3, strike out "Services", and insert "Districts".

Amendment No. 4

On page 3, line 5, strike out "Services", and insert "Districts".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 217 by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McCarthy, Montgomery, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, and Williams—30.

NOES—None.

Above bill ordered enrolled.

MOTIONS TO RECONSIDER

Assembly Bill No. 770—An act to amend Section 10176 of the Insurance Code, relating to disability insurance policies.

Motion to Reconsider Waived

Senator Teale waived his motion to reconsider the vote whereby Assembly Bill No. 770 was passed.

The President ordered Assembly Bill No. 770 transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 570—An act to amend Section 1058 of the Agricultural Code, relating to agricultural mineral sales.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "1058", and insert "1038".

Amendment No. 2

On page 1, line 6, after "minerals," insert "ten cents (\$0.10) per ton or fraction thereof, except that during the period from October 1, 1957, to and including September 30, 1961, the amount shall be".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 5—An act to amend Section 8352 of the Revenue and Taxation Code, relating to the Motor Vehicle Fuel Fund and making an appropriation thereof.

Bill read second time.

Motion to Re-refer Senate Bill No. 5

Senator McBride moved that Senate Bill No. 5 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 362—An act to add Sections 312, 313, and 314 to the Fish and Game Code, relating to salmon and steelhead spawning areas.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 797—An act to add Sections 3514, 3515, and 3516 to the Fish and Game Code, relating to exotic nonresident game birds.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 123—An act to amend Section 650 of the Streets and Highways Code, relating to the naming of state highway routes.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In the caption of the printed bill, after "Hollister", insert "(Co-authored by Senators Dolwig, Farr, McBride, McCarthy, and Richards; Assemblymen Britschgi, Chapel, Francis, and Schrade)".

Amendment No. 2

On page 1, between lines 8 and 9, of the printed bill, insert "State Highway Route 2 from San Francisco southerly to the international border shall be known and designated as "El Camino Real."
State Highway Route 60 shall be known and designated as the "Pacific Coast Highway." "

Amendment No. 3

On page 1, line 11, after the quotation mark, insert "The Department of Public Works is also directed to erect and maintain suitable signs setting forth the names of the highways referred to in Section 650 of the Streets and Highways Code."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 533—An act to add Sections 7307.5 and 7372.5 to the Business and Professions Code, relating to cosmetology.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out "taking", and insert "failing".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 812—An act to amend Section 2732.1 of the Business and Professions Code, relating to the practice of nursing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 408—An act to add Section 23087 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 412—An act to repeal Section 23373 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 634—An act to repeal Section 323 of the Military and Veterans Code, relating to payment of uniform allowances.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 609—An act to amend Sections 170 and 171 of the Vehicle Code and to amend Sections 5005 and 5005 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the fees for issuing special license plates.

Bill read second time, and ordered to third reading.

Assembly Bill No. 68—An act to add Section 13103 to the Fish and Game Code, relating to fish and game funds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in the Assembly February 20, 1959, strike out "sea mammals", and insert "seals and sea lions".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 159—An act to add Section 19828 to the Health and Safety Code, relating to contractors.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 15, of the printed bill, as amended in Assembly March 5, 1959, strike out "and classification".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 694—An act to add Section 2327 to the Business and Professions Code, relating to the practice of medicine, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 1, line 8, strike out "trials", and insert "trials".

Amendment No. 3

On page 1, strike out lines 15 to 17, inclusive, and strike out page 2.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 691—An act to amend Section 11567 of, and to add Sections 11594 and 11618 to, the Business and Professions Code, relating to subdivision maps.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 599—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate March 26, 1959, strike out "an off-sale licensee or his employee", and insert "all persons charged".

Amendment No. 2

On page 1, line 18, strike out "by", and insert "of either".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 667—An act to amend Section 1364 of the Financial Code, relating to investments.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Collier, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 409—An act to repeal Section 23783 of the Business and Professions Code, relating to alcoholic beverage licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Short, Slattery, Teale, Thompson, and Williams—26.

NOES—Senators Donnelly and Holmdahl—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 568—An act to add Article 5 (commencing at Section 59920) to Chapter 4 of Part 1 of Division 1 of Title 5 of the Government Code, relating to extraterritorial law enforcement activities of local peace officers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 492—An act to amend Sections 769, 1228 and 1416 of the Financial Code, relating to investments and loans by banks, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Fisher.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 184—An act to amend Section 11 of the Defense Production Act (Statutes 1950, Third Extraordinary Session, Chapter 33), extending the effective date of the act.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—Senator Holmdahl—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 502—An act to amend Sections 165 and 165.3 of, and to add Sections 165.7 and 166 to, the Agricultural Code, relating to the possession and confinement of nutria.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1108—An act to amend Section 620 of the Agricultural Code, relating to cheese.

Bill read third time, and presented by Senator Rattigan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—28.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 250—An act to amend Section 268 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Shaw.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Christensen, Cobey, Collier, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, Montgomery, O'Sullivan, Richards, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 251—An act to amend Section 266 of the Revenue and Taxation Code, relating to the college exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Shaw.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAttee, McBride, McCarthy, Montgomery, Richards, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAttee, McBride, McCarthy, Montgomery, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 100—Relative to commending the American Legion on its fortieth anniversary.

Resolution read, and presented by Senator McAttee.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 254—An act to amend Section 264 of the Revenue and Taxation Code, relating to the orphanage exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Shaw.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—27.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, McCarthy,

Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 704—An act to add Section 6357.4 to the Education Code, and to add Section 20801.5 to the Education Code as proposed by Senate Bill No. 2, relating to school district maximum tax rates.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cobey, Collier, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johason, McBride, McCarthy, Montgomery, O'Sullivan, Richards, Shaw, Short, Stiern, Teale, and Williams—23.

NOES—Senators Dilworth, Rattigan, and Slattery—3.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 37—Relative to tolls on the Carquinez Strait Bridge.

Resolution read, and presented by Senator Gibson.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Johnson, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, and Williams—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 456—An act to amend Section 538e of the Penal Code, relating to misrepresentation in sales of fire-fighting equipment.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 34—An act to amend Sections 375.8, 377.8, and 1118 of the Agricultural Code, relating to New York dressed fowl.

Objection Raised

Senator Stiern objected to Assembly Bill No. 34 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 34 to the second reading file.

RESOLUTIONS

The following resolution was offered:

By Senator Montgomery:

Senate Resolution No. 72

Relative to senior citizens of California

WHEREAS, The well-demonstrated greatness of the State of California is due in large measure to the efforts of those people who are now the senior citizens of California; and

WHEREAS, The blessings of longer life and better health are being made available to our senior citizens while technological progress is making the task of earning a living less toilsome physically and bringing arbitrary retirement to older persons at an age when most of them can and want to continue as productive members of society; and

WHEREAS, Arbitrary retirement tends to minimize the usefulness of older people to their communities and at the same time makes it difficult for them to obtain good housing, adequate nourishment, adequate medical care and necessary recreational and educational opportunities because of sharply limited income; and

WHEREAS, The efforts of science will continue to increase the human life span and accelerate the increase in the number of persons surviving into the later years; and

WHEREAS, The foregoing factors make it necessary that proper planning be done to meet the needs and problems of California's senior citizens; now, therefore, be it

Resolved by the Senate of the State of California, a majority of all the members elected thereto voting therefor and concurring therein, That the month of May, 1959, be designated as Senior Citizens Month; and be it further

Resolved, That the efforts of the Governor of the State of California to establish May, 1959, as a fittingly observed Senior Citizens Month be commended; and be it further

Resolved, That the communities of the State of California be urged to mark the importance of Senior Citizens Month by observances which will acknowledge the contributions made to California's progress by its senior citizens; and be it further

Resolved, That the communities of the State of California be urged to stress the importance of the contribution to the welfare and well-being of the entire community, which can be made by the senior citizen; and be it further

Resolved, That the people of the State of California be urged to continue in their worldwide recognized leadership in meeting the needs and problems of the senior citizen and in making their communities places where the senior citizen can live out his years in dignity, self-respect, usefulness and good citizenship; and be it further

Resolved, That every state department and agency be urged to give all the necessary encouragement and assistance to the communities of the State in marking Senior Citizens Month with fitting observances; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies hereof to the Honorable Edmund G. Brown, Governor of the State of California, the Citizens' Advisory Committee on Aging, and to the directors of all state agencies.

Resolution read, and unanimously adopted on motion of Senator Montgomery.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1109: By Senator Hollister—An act to add Section 101.8 to the Streets and Highways Code, relating to the construction, reconstruction, and maintenance of structures on limited-access highways.

Referred to Committee on Transportation.

Senate Bill No. 1110: By Senator Williams—An act to amend Sections 21351 and 21352 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to revolving funds of school districts.

Referred to Committee on Local Government.

Senate Bill No. 1111: By Senator Coombs—An act to amend Sections 350 and 399 of the Streets and Highways Code, relating to the adoption of state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 1112: By Senator Shaw—An act to amend Section 408 of the Revenue and Taxation Code, relating to the assessment of property.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1113: By Senator Beard—An act to amend Section 2982 of the Civil Code, relating to conditional sales of motor vehicles.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1114: By Senators Short, Collier, O'Sullivan, Slattery, Burns, Christensen, Hollister, Donnelly, Berry, Grunsky, and Montgomery—An act to amend Sections 35550 and 35551 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle weight limits.

Referred to Committee on Transportation.

Senate Bill No. 1115: By Senator Holmdahl—An act to amend Section 54951 of the Government Code, relating to meetings of legislative bodies of local agencies.

Referred to Committee on Local Government.

Senate Bill No. 1116: By Senators Montgomery, Slattery, O'Sullivan, Beard, Hollister, and Donnelly—An act to amend Section 1191 of, and to add Sections 1190.5, 1222, 1223, and 1224 to, the Agricultural Code, relating to marketing of agricultural products.

Referred to Committee on Agriculture.

Senate Bill No. 1117: By Senator Collier—An act to amend Section 6701 of the Vehicle Code, as enacted by the Legislature at its 1959 Regular Session, relating to nonresident vehicles owned and operated by military personnel.

Referred to Committee on Transportation.

Senate Bill No. 1118: By Senators Dilworth, Shaw, Richards, Fisher, and Beard—An act relating to the acquisition by the State of the Corona Naval Hospital property at Noreo, California.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1119: By Senator Farr—An act to amend Section 14356 of, and to add Section 14354.5 to, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 19: By Senator Teale—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 28 to Article XIII, relating to the assessment of property used for airport purposes.

Referred to Committee on Revenue and Taxation.

Senate Concurrent Resolution No. 47: By Senators Erhart, Montgomery, Farr, Stiern, Burne, Cobey, and Williams—Relative to the study of a state highway route.

Referred to Committee on Transportation.

ADJOURNMENT

At 4.38 p.m., on motion of Senator McCarthy, the President declared the Senate adjourned until 3 p.m. Thursday, April 2, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SIXTH LEGISLATIVE DAY

SIXTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 2, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we voice our prayer today in the words of the Psalmist: "The law of the Lord is perfect, reviving the soul; the testimony of the Lord is sure, making wise the simple; the precepts of the Lord are right, rejoicing the heart; the ordinances of the Lord are true, and righteous altogether." Grant us to know that our work here will eventually be judged by some such moral standard. AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leave of absence for the day:

Senator Murdy, on motion of Senator Johnson, due to illness.

Senator Dolwig, on motion of Senator Grunsky, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Regan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Howard L. McKisick, Jr., Minority Floor Leader, Nevada Assembly, 1959.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Marie Bertillion, Bob Pate, Mr. Randel Street, Ted Nockowitz, Mr. Kem Lee, Mrs. Frieda

Tinibel, Mrs. Ruth Inge Heinze, Kurt Rayner, Adolph Schaumloeffel, Louis T. Kruger, and Maria Koenen of San Francisco, and William Grewe and Mrs. William Grewe of Sacramento.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Getas, Mrs. Mary Townsend, and Miss Elaine March, teachers; and the following high sixth grade students of the Laguna Honda School, San Francisco: Michael Burch, Ilse Goetz, Candyce Reagan, George Wright, Lynn Arana, Betty Brown, Nancy Ann Catudio, Melanie Chausse, Linda Clayton, Carla Dotto, Joyce Gentry, Lynn Gomborg, Kendall Lund, Marjorie Marchion, Mary Lynn Markel, Melodie Newman, Anna Patterson, Caroline Taylor, Rebecca Van, Sue Walker, Janice Hewlett, Daniel Arana, Thomas Bernhard, Harry Borgman, Edward Coleman, Albert Contreras, Daniel Draper, Robert Frier, Harold Gamble, Richard Janigian, Alex Klestoff, Peter Klestoff, Charles Lindner, Thomas Poda, Robert Young, Joseph Phaby, Diana Ballard, Vladimar Barantseff, Llewellyn Batara, Susan Berringer, Linda Caldwell, Susan DeLora, Geraldine Foss, Deirdre Lee, Ann Murakami, and Peggy Nelson.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students from Presidio Junior High School in San Francisco, and Miss Kathleen O'Farrell, Mr. Donald Dunning, and Mr. Stephen Holman, the accompanying teachers: John Anderson, Leslie Armstrong, Ken Bardizian, Kate Best, August Billones, Nancy Bills, Barbara Birnbaum, Lynn Catalano, Joy Constine, Michaeline Dever, Ronald Golden, Carol Grady, Pat Graues, Noah Griffen, Evan Harris, Connie Howard, Sandra Kipnis, Fred Langer, Llire Lelong, Carol Malcolm, Rae McDonald, Beverly McNeil, Yako Murakita, Jane Pulverman, Richard Rolandson, Alex Rozoff, Gay Sherman, Robert Simon, Alan Solomon, Norman Takahaski, Paul Tarantino, Ruth Taylor, Frank Vignola, Brenda Wayland, George Whittsell, Valarie Whitworth, Regina Wiel, Beth Wilson, and John Young.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Piedmont Area Republican Women's Club, Piedmont: Mrs. Lloyd Ludlow, Mrs. George Stoll, Mrs. W. A. Hind, Miss Florence Halliday, Mrs. Rose Rankin, Mrs. H. P. Tolhurst, Mrs. Emma Johnson, Mrs. Dean Allen, Mrs. Kenneth Purchase, Mrs. George Campau, Jr., Mrs. Amelia Wood, Mrs. Pauline Serrari, Mrs. Leo Schnurmacher, Mrs. Stephen Crawford, Miss Olivia Wace, Mrs. George C. Davis, Miss Bernice Lee, Mrs. Ernest Jones, Miss Dorothy Owens, Mrs. A. D. Peters, Mrs. J. T. Fisher, Mrs. A. H. Eddins, Jr., Mrs. Chas. Mynard, Mrs. Emily Smith, Mrs. A. C. Warmington, Miss Bessie Hart, Mrs. Geo. W. Wilson, Mrs. Alice Skinner, Mrs. Dorothy Selbach, Mrs. Charlotte Wooll, Mrs. Florence Wanty, Mrs. Carl Valentine, and Mrs. Alma Eylar.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William L. Sipes, district superintendent; Mrs. DeLane Holetz, eighth grade teacher; Mr. Frank Paugh, bus driver, and the following students of

the eighth grade of Hart-Ransom Union Elementary School: Cheri Ashby, Edwina Baptiste, Neff Barrett, William Blum, Eugene Bowman, Charlene Brendler, Betty Butler, Virginia Carlos, Lynn Cox, Donald Cullum, Kathleen Disbrow, Sharon Dunlop, Eldon Flora, Nancy Follis, Edwin Genasci, Annie Hibma, James Hoskison, Merle Howser, Diana Johnson, Dennis Leighton, Charlie Lucas, Manuel Lucas, Judy Lynch, Virginia Miller, Cheryl Nevitt, Patricia Pankow, Mary Passalacqua, Micky Richards, Larry Slocum, Charlene Spunker, Jane Troxel, Dan Walther, Amelia Wend, John Woolsey, Dennis Wray, Jimmie Brassfield, Lena Burrow, Stephen Crifasi, David Cullum, Bernadette Gonsalves, James Gore, Adelita Olvera, David Oyler, Donna Stevens, Shirley Welch, Roger Wheeler, and Paulette Wright.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Donald McClure of Los Angeles, and Mr. and Mrs. Wynne A. Savage of San Bernardino.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Alan Parker of Sunnyvale, and James Heavey of San Francisco.

On request of Senator Hollister, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Norman B. Scharer of Santa Barbara.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Venita McPherson of Mono Lake.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Roland Adney of Corcoran, and Mrs. Wayne O'Dale of Lemoore.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members from the Real Estate Board of Alameda: Les Stanfield, Abe Doty, Arthur H. Breed, Jr., Rudy Washburn, Sol Gilberg, Lloyd White, Harold Fink, John Mallett, Edwin Risty, Emmett Kilpatrick, Harold Trimble, Jr., Loren Mowrey, Richard Doty, Ken Warren, Cyril Stevenson, Lee B. Sutliff, Robert Stock, Barnard Adams, Newt Hansen, Louis Cardoza, Ted Kuhlkin, Clarence Gordon, Lou Frank, John Moseley, and Phil Olsen.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the adult group of the Wilson Intercultural Center of Santa Clara County, San Jose: Mrs. Ruth Ryder and Mrs. Louise Bauquier, leaders; Angelina Puccinelli, Mary Lo Piccolo, Angie D'Antonio, Theresa Stasi, Carmela La Bianca, Jennie Aiello, Ida Giovotta, Annie Mandola, Grace De Salvo, Mary Ribisi, Theresa De Salvo, Petrina Mirrioni, Milfasi Pugno, Theresa Totaro, Anna Barres, Marina La Russo, Libera Simoni, Nancy Agrillo, Josephine Annillo, Venera Boseo, Herminia DeLuna, Rafaela Lava, Felicitas Ruiz, Josefa Reza, Estefa Villicana, Eugenie Canton, Frances Marino, Miguel Martinez, Germano Pieracci, Josephine Vicari, Rosina Pieracci, Angela Amman, Leonardo Baltierra, Natividad

Mendoza, Lucy Esquivel, Guli Kellim, Ann Badami, Carmela Lazaro, Josephine Mammia, Ann Rubino, Theresa Arena, Mary Fanelli, Rose Furriesei, Francis Kirkpatrick, Fanny Galiotta, Jessie Carrieri, Connie Piro, Lena Seimeca, Mary Cancilla, Jennie Crisioni, Ann Mola Rose Brocato, Anna Escabar, Frances Ammarel, Mildred Pedro, Rose Frago, Anna Castro, Rose Silva, Mary Ann Duarte, Heidi Santana, Goldie Locks, Beulah McNeal, Linola Serpa, Virginia Giordano, Alfred Garsia, Craziella Garsia, Estaban Soto, Lorenzo Torres, Josephine Souto, Mary S. Trigueiro, Gwen Franklin, and Bernice Rosenbaum.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Loretta Silver and Lois Borro of San Jose.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ralph Armstrong of Washington, Michael Moran of Northridge, Mr. Ben Weidenbener of Los Angeles, and Fred Cords of Van Nuys.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gary Kuni-shima, Henry Fung, Patricia Yamakawa, Robert E. Morton, Tom Shadley, Jim McClure, Jean S. Eiri, R. Alan Burt, and Lorraine Hamilton, who are University of California Political Science Students.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Laura Fraser of Oakland.

On request of Senators Grunsky and Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the PTA of San Mateo County: *South San Francisco*, Martin PTA: Mrs. Nevens B. Hoppes and Mrs. Milton Bronstein; *Avalon PTA*: Mrs. J. D. Jackson and Mrs. Wm. Weiss; *Buri Buri PTA*: Mrs. George Bosworth, Mrs. Richard Nassen, and Mrs. J. Comer; *Hillside PTA*: Mrs. Jessie Berghouse, Mrs. Crystalee Curtis, and Mrs. Irene Baumeister; *Sunshine Gardens PTA*: Mrs. Per Nielsen, Mrs. G. Courtney, and Mrs. Nebs Sartori; *Benjamin Franklin PTA*: Mrs. Roy Milam, Mrs. Wilson Schutte, Mrs. L. E. Eagleton, and Mrs. Martin Orloff; *Viata Grande-Thornton PTA*: Mrs. A. J. Huelse and Mrs. D. C. Wilson; *James L. Snell PTA*: Mrs. Kenneth Gillespie and Mrs. Cliff Warner; *Jefferson Union High PTA*: Mrs. J. Kusber, Jr.; *Daly City, Hillside PTA*: Mrs. Lee Leshar, Mrs. Connie Chauvin, Mrs. Nin Sarubbi, Mrs. Vivian Wingate, and Mrs. Bernice Meinzer; *Westview PTA*: Mrs. Betty Cain and Mrs. Charles Evans; *Bayshore PTA*: Mrs. F. Barbara, Mrs. L. Higgins, Mrs. B. Painchaud, Mrs. J. Gill, Mrs. Stella Filarski, and Mrs. W. Liebert; *Portola Valley PTA*: Mrs. Albert D. Davis, Mrs. Andrew Myser, and Mrs. Alfred Boissevain; *Costano PTA*: Mrs. Raymond Cochrane and Mrs. Roger D. Williams; *Menlo Park, Hillview PTA*: Mrs. John Detlor and Mrs. Ralph E. Todd; *Belle Haven PTA*: Mrs. S. Levine, Mrs. G. Patrick, Mrs. Ray Tofanelli, Mrs. Paul W. Grush, Mrs. B. McIntyre, Mrs. John Trollman; *Green Oaks PTA*: Mrs. E. Allen Potter; *Redwood City, Roy W. Cloud PTA*: Mrs. A. F. Eastwood, Mrs. J. Schipper, and Mrs. Wm. Crawford; *Kings*

Mountain PTA: Mrs. R. Harder; Hoover PTA: Mrs. E. Davoli; Roosevelt PTA: Mrs. Henry Page; Sequoia PTA: Mrs. James F. Franklin, Mrs. Charles Randlett, Mrs. Dorothy Arveson, Mrs. L. E. Engleman, and Mrs. Henry C. Dawson; Fair Oaks PTA: Mrs. Ira Lee, Mrs. John Halsey, and Mrs. Joseph Wilkinson; *Belmont*, John McDougal PTA: Mrs. Dewey Bell and Mrs. Hobart Gay; Nessitt PTA: Mrs. Alan B. Jensen and Mrs. V. M. Darnell; Carmont PTA: Mrs. Stewart Kirtou and Mrs. Walter Truce; *San Carlos*: Mrs. Paul Sturges; Brittan Acres PTA: Mrs. B. Edwards, Mrs. J. K. Hopkirk, Mrs. Charles Geraci, Mr. Joel Yager, and Mr. Thomas Jenkins; Laureola PTA: Mrs. Wm. F. Kavalinas; White Oaks PTA: Mrs. Howard Paine and Mrs. William Carter; San Carlos Central PTA: Mrs. Frances LaMantia, Mrs. J. F. Cameron, Mrs. J. Z. Kurpieski, and Mrs. W. M. Coons; *San Bruno*, Capuchino High PTA: Mrs. James Mehren and Mrs. Milton Pokrass; Parkside PTA: Mrs. John Montgomery and Mrs. K. Boot; Belle Air PTA: Mrs. J. R. McClurg, Mrs. L. J. Garcia, Mrs. A. C. Wilson, Jr., and Mrs. Edward M. Harris; Edgmont-Allen PTA: Mrs. Robert Macartney, Mrs. Morris Silver, Mrs. Eugene Sbarbori, and Mrs. Howard York; Sharp Park PTA: Mrs. James Buchanan, Mrs. Lloyd Sitts, Mrs. James McDavid, and Mrs. J. McMannis; Linda Mar PTA: Mrs. G. Gil; *San Mateo*, Fiesta Gardens PTA: Mrs. G. Breinat, Mrs. G. L. Rothhammer, Mrs. L. Bevier, and Mrs. A. Veglia; Meadow Heights PTA: Mrs. Marcus Leh and Mrs. T. B. Caldwell; Sunnybrae PTA: Mr. and Mrs. Ernest H. Hills; Beresford Park PTA: Mrs. Robert Vergie, Mrs. Vernon Bry, Mrs. Boris Skapin, Mrs. Robert Wells, Mrs. Roy Gadd, and Mrs. Ernest Thomas; George W. Hall PTA: Mrs. P. J. Puga and Mrs. John Koss; Turnbull PTA: Mrs. E. J. Smith; Parkside PTA: Mrs. Allison Silveira, Mrs. Alvin Mann, Mrs. Jesse Greer, Mrs. Robert Kay, Mrs. Larry Hunter, Mrs. Albert Copeland, and Mrs. Gladys Taylor; San Mateo Knolls PTA: Mrs. D. N. Aboudara and Mrs. C. L. McCallan; not listed under any PTA: Mrs. S. Rosenberg; Hillsdale High PTA: Mrs. Ernest Roy; Laurel PTA: Mrs. Arnold Kohnert; Abbott PTA: Mrs. H. Kilbride, Mrs. Hollis Lee, Mrs. Leon Pascal, and Mrs. John Moore; Hayward Park PTA: Mrs. P. Morasci, Mrs. Red Fadelli, and Mrs. H. C. Norris; *Burlingame*, Mills High PTA: Mrs. D. S. Halvarson, Mrs. George T. Peters, Mrs. Morris Durham, and Mrs. W. A. Cohendet; Burlingame High PTA: Mrs. M. N. Crawford, Mrs. Verne Roberts, Mrs. Leslie D. Saign, and Mrs. R. R. Cullen; Calvin Coolidge PTA: Mrs. Herbert White, Mrs. Raymond Schneider, Mrs. Albert R. Viera, Mrs. John C. Berg, and Mrs. Fred Baldra; Burlingame Intermediate PTA: Mrs. R. L. Day, Mrs. Eldon Peterson, and Mrs. A. Sindici; Roosevelt PTA: Mrs. Jas. W. Lowrie, Mrs. S. H. Haywood, Mrs. Keith A. McCarley, Mrs. H. Maschmeir, Mrs. V. B. Setzer, and Mrs. Alex Woodside; Herbert Hoover PTA: Mrs. J. P. Daley, Mrs. Clifford Venardi, Mrs. Warren Wilner, Mrs. Walter Rodman, and Mrs. James Humphrey; Lincoln PTA: Mrs. C. G. Critzman, Mrs. L. Wilkinson, Mrs. P. Hill, Mrs. J. Gilmore, Mrs. Larsen, Mrs. Craig Fitzpatrick, Mrs. George E. Osborne, and Mrs. Rob Mendel; Benjamin Franklin PTA: Mrs. Sidney A. Ernst, Mrs. James Horak, Mrs. John Chaney, and Mrs. C. H. Preston.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the San Diego Labor Delegation: John Quimby, Mrs. Gertrude Alcaraz, Anthony J. Ausk, L. F. Blessing, Dick Childs, Morrie Collins, Don Coulson, Walter DeBrunner, Harry Feldman, John Felix, Mrs. Lucy Galaski, Tom Goodbody, Otto Hahn, Chuck Hardy, Mr. and Mrs. Armon L. Henderson, Don Harrington, Ernest Miller, Neil Mohler, Bob Mohler, Bob Morrow, C. W. Nichols, Thomas Palmer, Bill Parker, Frank Penuelas, R. R. Richardson, Ed Riley, Joe Satterfield, Ben Small, C. O. Taylor, Mrs. Ada Teachout, Santiago Vigil, Frank E. Wilt, and Dudley Wright.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, MARCH 31, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

WILLIAM EDWARD WHITING, a resident of Bakersfield; was one of the original members of the California State Communications Advisory Board, serving from October 17, 1947 to June 3, 1955. He has an excellent reputation as communications engineer both in California and with the Federal Communications Commission; presently is head of the Kern County Communications Department;

Member, California State Communications Advisory Board, vice Keith E. Klinger, term expired, for the term prescribed by law, ending December 31, 1962.

Respectfully submitted,

EDMUND G. BROWN, Governor

Resolution read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 387
Assembly Bill No. 721

Assembly Bill No. 177
Assembly Bill No. 179

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 166
Senate Bill No. 210
Senate Bill No. 212

Senate Bill No. 327
Senate Bill No. 482

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 37
Senate Concurrent Resolution No. 38
Senate Joint Resolution No. 9

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, April 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 178

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 2, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 108
Assembly Bill No. 109
Assembly Bill No. 336
Assembly Bill No. 403
Assembly Bill No. 404
Assembly Bill No. 577
Assembly Bill No. 663
Assembly Bill No. 843
Assembly Bill No. 905
Assembly Bill No. 906
Assembly Bill No. 1003
Assembly Bill No. 1004

Assembly Bill No. 1032
Assembly Bill No. 1184
Assembly Bill No. 1275
Assembly Bill No. 1278
Assembly Bill No. 1283
Assembly Bill No. 1287
Assembly Bill No. 1308
Assembly Bill No. 1377
Assembly Bill No. 1480
Assembly Bill No. 1483
Assembly Bill No. 1498

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 108—An act to add Section 14108.5 to the Health and Safety Code, relating to local fire districts.

Referred to Committee on Local Government.

Assembly Bill No. 109—An act to add Section 14108.6 to the Health and Safety Code, relating to local fire districts.

Referred to Committee on Local Government.

Assembly Bill No. 336—An act to add Section 68110 to the Government Code, relating to judges.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 403—An act to amend Sections 2201, 3901 and 3904 of the Corporations Code, relating to the sale of all or substantially all of the property and assets of a corporation.

Referred to Committee on Judiciary.

Assembly Bill No. 404—An act to repeal Title 4 (commencing with Section 894) of Part 2 of the Penal Code, to add Title 4 (commencing with Section 888) to Part 2 of the Penal Code, to repeal Section 169 of the Penal Code, to repeal Sections 65.2, 241, 242, and 243 of the Code of Civil Procedure, to repeal Section 12551 of the Government Code, to amend Sections 192, 196, 199, 204, 204b, 204c, 204d, 205, 206, 209, 211, and 238 of the Code of Civil Procedure, to amend Sections 167, 168, and 1326 of the Penal Code, and to amend Section 12552 of the Government Code, relating to grand juries.

Referred to Committee on Judiciary.

Assembly Bill No. 577—An act to amend Section 1530a of the Probate Code, relating to compromise of claims by guardians.

Referred to Committee on Judiciary.

Assembly Bill No. 663—An act to amend Sections 5101, 5132 and 5220 of the Streets and Highways Code and Section 50550 of the Government Code, and to add Section 5103 to the Streets and Highways Code, relating to the installation and sale of electric, telephone, water and gas facilities.

Referred to Committee on Transportation.

Assembly Bill No. 843—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Referred to Committee on Fish and Game.

Assembly Bill No. 905—An act to amend Section 1722 of the Elections Code, relating to the municipal elections.

Referred to Committee on Elections.

Assembly Bill No. 906—An act to amend Sections 8321, 8322, 8323, and 8331 of the Streets and Highways Code, relating to city street vacation proceedings.

Referred to Committee on Local Government.

Assembly Bill No. 1003—An act to amend Section 469 of the Vehicle Code, and to amend Sections 21362 and 21404 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the reflectorizing of railroad warning approach signs.

Referred to Committee on Transportation.

Assembly Bill No. 1004—An act to amend Section 604.1 of the Vehicle Code, and to amend Section 21652 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to access to public highways from service roads.

Referred to Committee on Transportation.

Assembly Bill No. 1032—An act to amend Section 3276 of the Fish and Game Code, relating to fish and game.

Referred to Committee on Fish and Game.

Assembly Bill No. 1184—An act to amend Sections 21019 and 21408 of the Public Utilities Code, relating to aviation.

Referred to Committee on Judiciary.

Assembly Bill No. 1275—An act to amend Section 459.2 of the Vehicle Code, and to amend Section 21106 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to establishment of crosswalks by local authorities.

Referred to Committee on Transportation.

Assembly Bill No. 1278—An act to amend Section 30 of the Alameda County Flood Control and Water Conservation District Act (Chapter

1275, Statutes 1949), relating to the acquisition, use and disposition of property.

Referred to Committee on Local Government.

Assembly Bill No. 1283—An act to amend Section 2808 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Referred to Committee on Local Government.

Assembly Bill No. 1287—An act to amend Section 54955 of the Government Code, relating to meetings of legislative bodies.

Referred to Committee on Local Government.

Assembly Bill No. 1308—An act to add Section 3947 to the Elections Code, relating to the direct primary election ballot.

Referred to Committee on Elections.

Assembly Bill No. 1377—An act to amend Section 160.6 of the Agricultural Code, relating to licenses for pest control.

Referred to Committee on Agriculture.

Assembly Bill No. 1480—An act to amend Section 13002 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to travel expenses of school district employees.

Referred to Committee on Local Government.

Assembly Bill No. 1483—An act to add Section 20450.5 to the Government Code, relating to contracts with the State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1498—An act to amend Section 15811 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to payments for sewers and drains by school districts.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 5

Senate Bill No. 797

Senate Bill No. 362

Senate Bill No. 812

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 599

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 123

Senate Bill No. 533

Senate Bill No. 570

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Local Government

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 521	Assembly Bill No. 482
Senate Bill No. 727	Assembly Bill No. 531
Assembly Bill No. 481	

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 540	Assembly Bill No. 540
Assembly Bill No. 538	Assembly Bill No. 638
Assembly Bill No. 539	Assembly Bill No. 669
Assembly Bill No. 540	Assembly Bill No. 869
Assembly Bill No. 542	

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 780

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

TEALE, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Assembly Bill No. 151	Assembly Bill No. 543
Assembly Bill No. 216	Assembly Bill No. 545
Assembly Bill No. 325	Assembly Bill No. 547
Assembly Bill No. 417	Assembly Bill No. 754
Assembly Bill No. 530	Assembly Bill No. 1214
Assembly Bill No. 536	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 1, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 863

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Assembly Bill No. 91

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 169

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 394

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7; committee vote: Ayes 5; absent 2.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 393

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 392

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 579

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 7; committee vote: Ayes 5; absent 2.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 553

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules, with the further recommendation that the bill be re-referred to the Senate Committee on Labor.

Committee membership 15.

REGAN, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 663

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules, with the further recommendation that the bill be re-referred to the Senate Committee on Local Government.

Committee membership 15.

REGAN, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 402

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the Committee on Rules for assignment to an appropriate interim committee.

Committee membership 15.

REGAN, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 99

Senate Bill No. 326

Senate Bill No. 241

Senate Bill No. 593

Senate Bill No. 300

Senate Bill No. 596

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

Committee membership 15.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 163

Senate Bill No. 457

Senate Bill No. 167

Senate Bill No. 461

Senate Bill No. 216

Senate Bill No. 463

Senate Bill No. 274

Senate Bill No. 648

Senate Bill No. 321

Senate Bill No. 684

Senate Bill No. 360

Assembly Bill No. 7

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 15.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 273

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 772

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended. To Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 368

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 368

Senator Short moved that Senate Bill No. 368 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 368—An act to amend Section 453 of the Public Utilities Code, relating to public utilities.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 453.1 to,".

Amendment No. 2

On page 1, strike out lines 10 to 21, inclusive, and insert "or grant any preference or advantage to any corporation or person or subject any corporation or person to any prejudice or disadvantage. No public utility shall establish or maintain any unreasonable difference as to rates, charges, service, facilities, or in any other respect, either as between localities or as between classes of service. The".

Amendment No. 3

On page 1, after line 23, insert

"SEC. 2. Section 453.1 is added to said code, to read:

453.1. Notwithstanding the provisions of Section 453, no common carrier shall, as to rates, charges, service, facilities, or in any other respect, make, give, or cause any undue or unreasonable preference or advantage to any particular person, company, firm, corporation, association, locality, port, port district, gateway, transit point, region, district, territory, or any particular description of traffic, in any respect whatsoever; or subject any particular person, company, firm, corporation, association, locality, port, port district, gateway, transit point, region, district, territory, or any particular description of traffic to any undue or unreasonable prejudice or disadvantage in any respect whatsoever; provided, however, that this section shall not be construed to apply to discrimination, prejudice, or disadvantage to the commerce of any other public utility. The commission may determine any question of fact arising under this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 75

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 75

Senator McCarthy moved that Senate Bill No. 75 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 75—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 2, lines 10 and 11, of the printed bill, strike out "being conducted within 12 air miles", and insert "or it indicates the point at which it is possible to turn off to reach a business, service, or activity."

Amendment No. 2

On page 2, line 16, after "article", insert "; provided, that this condition need not be met if the advertising display for which the permit is sought indicates the point, or the distance not exceeding one-half mile to the point, at which it is possible to turn off to reach the business, service, or activity to be advertised."

Amendment No. 3

On page 2, strike out lines 20 to 22, inclusive, and insert "(e) No more than one other advertising display, for which a permit is required under this article, advertising the same business, service or activity, will be visible to the same direction of traffic on the same freeway or scenic highway."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 752

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 752

Senator McCarthy moved that Senate Bill No. 752 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 752--An act to add Section 1423 to the Health and Safety Code, relating to hospital construction plans and specifications.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, strike out the second "the", which precedes the word "chapter," and insert "this".

Amendment No. 2

On page 1, strike out line 9, and insert "Marshal in approving the final plans and specifications on which construction will be based. The fee".

Amendment No. 3

On page 1, lines 12 and 13, strike out "by a duly licensed architect designated".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 107

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 107

Senator Regan moved that Senate Bill No. 107 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 107—An act to add Chapter 8 (commencing at Section 25700) to Division 20 of the Health and Safety Code, relating to carbon tetrachloride.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 1, of the printed bill, as amended in Senate March 30, 1959, strike out "9", and insert "8".

Amendment No. 2

On page 2, line 13, strike out "prolong", and insert "prolonged".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 129

Senate Bill No. 700

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 129

Senator Hollister moved that Senate Bill No. 129 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 129—An act to amend Section 3341 of the Civil Code, relating to injuries by dogs.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "worry", and insert "physically molest".

Amendment No. 2

On page 1, line 15, strike out "worry", and insert "physically molest".

Amendment No. 3

On page 2, line 3, strike out "worrying", and insert "physically molesting".

Amendment No. 4

On page 2, after line 9, insert
"Nothing in this section shall render an owner, possessor, or harbinger of a dog liable for the accidental or unavoidable killing or injury of any bovine animal, swine, horse, mule, burro, sheep, angora goat, cashmere goat, or poultry which occurs in connection with or as an incident to the driving or herding the same from the premises of the owner, possessor, or harbinger of the dog, whether such killing or injury occurs upon such premises or off of such premises."

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 700

Senator Rodda moved that Senate Bill No. 700 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 700—An act to amend Sections 70, 73, and 79 of the Civil Code, and Section 10350 of the Health and Safety Code, and to add Sections 69.5 and 70.5 to the Civil Code, Section 360.5 to the Penal Code, and Section 27377 to the Government Code, relating to marriages.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 5, of the printed bill, after "minister," insert "rabbi,".

Amendment No. 2

On page 2, line 10, after "minister," insert "rabbi,".

Amendment No. 3

On page 2, line 40, after "minister," insert "rabbi,".

Amendment No. 4

On page 2, line 50, after "minister," insert "rabbi,".

Amendment No. 5

On page 3, line 24, after "minister," insert "rabbi,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 733

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 733

Senator Thompson moved that Senate Bill No. 733 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 733—An act to amend Section 9575.6 of the Business and Professions Code, relating to the State Board of Dry Cleaners, and making an appropriation, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 9 and 10, of the printed bill, strike out "1957-1958, 1958-1959,".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Institutions

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Chairman of the Committee on Institutions, to which was referred:

Senate Bill No. 572

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COOMBS, Chairman

MOTION TO AMEND SENATE BILL NO. 572

Senator Thompson moved that Senate Bill No. 572 be amended and re-referred to Committee on Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 572—An act to amend Section 1408 of the Health and Safety Code, relating to the regulation of hospitals and other institutions providing care for the infirm.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 23, 1959, strike out "Section", and insert "Sections".

Amendment No. 2

In line 1 of the title, after "1408", insert "and 1410".

PRINTER'S NOTE: There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 27, insert

"SEC. 2. Section 1410 of said code is amended to read:

1410. [The members of the advisory board shall annually elect one of its members to serve as chairman.] The advisory board shall meet with the director at least twice each year and at such other times during the year as may be determined from time to time by the director."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 607—An act to amend Section 6154 of the Elections Code, relating to voting machines.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 6, of the printed bill, strike out "fifty dollars (\$50) for each day", and insert "ten dollars (\$10) per hour".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 458—An act to add Sections 6159 and 6160 to the Elections Code, relating to the approval of voting machines.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 372—An act to add Section 2830 to, to repeal Sections 25, 953, 2750, 3709.5, 6310, 7970.5, 7972, and 7972.5 of, to repeal Chapter 1 (commencing at Section 2000) of Division 5 of, to repeal Article 2 (commencing at Section 3870) of Chapter 2 of Division 6 of, and to amend Sections 3002, 3709, 3711, 6207, 6208, 7001, 7051, 7970, 7971, 8720, and 10050 of, the Elections Code, relating to the selection of delegates to party conventions.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, after "meeting", insert "if practicable".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 336—An act to amend Section 10612 of the Health and Safety Code, relating to vital statistics.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 590—An act to add Section 19406 to the Government Code, relating to reinstatement rights to the state civil service after military training.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 415—An act to amend Section 23905 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, of the printed bill, strike out lines 4 to 9, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 416—An act to amend Section 23081 of the Business and Professions Code, relating to appeals from decisions of the Department of Alcoholic Beverage Control.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, after "23081", insert "and to add 23081.5".

Amendment No. 2

On page 1, line 8, after "decision.", strike out "An appeal to the board shall be deemed filed on the date it is received in the principal office of the board."

Amendment No. 3

On page 1, after line 16, insert

"Sec. 2. Section 23081.5 is added to said code, to read:

23081.5. An appeal to the board shall be deemed filed on the date it is received in the principal office of the board; provided, however, an appeal mailed to the board by means of registered mail shall be deemed filed with the board on the date of the registry with the United States Post Office."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 377—An act to amend Section 1642 of the Welfare and Institutions Code, relating to maternity care.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 515—An act to add Sections 2020.003, 3084.05, and 4604.5 to, and to repeal Section 4576 of, the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time.

Motion to Re-refer Senate Bill No. 515

Senator McBride moved that Senate Bill No. 515 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 592—An act to amend Section 575 of the Welfare and Institutions Code, relating to compensation of referees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 612—An act to amend Section 1100 of the Harbors and Navigation Code, relating to bar pilots.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 617—An act to add Section 6211 to the Public Resources Code, relating to sale of state lands, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 617

Senator McBride moved that Senate Bill No. 617 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 800—An act to add Article 8.5 (commencing at Section 2860) to Chapter 2 of Division 5 of, to amend Sections 26, 951, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to partisan elections and activities.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In the printed bill, as amended in Senate March 16, 1959, in line 3 of the heading of the party ballot, strike out "August", and insert "September".

Amendment No. 2

In line 4 of the heading of the nonpartisan ballot, strike out "August", and insert "September".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 322—An act to amend Section 16506 of the Government Code, relating to deposit of state funds.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 623—An act to amend Sections 20040, 20081, 20082, 20083, 20085 and 20086 of, to repeal Section 20084 of, and to add Sections 20082.5 and 20084 to, the Water Code, relating to supervision of districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, strike out "a copy of the district's plans", and insert "a report which describes the plan".

Amendment No. 2

On page 1, line 10, strike out "and", and insert "in such detail as the commission may require and shall also be accompanied".

Amendment No. 3

On page 2, lines 39 and 40, strike out "approved plans", and insert "plan of the project".

Amendment No. 4

On page 3, strike out lines 3 to 6, inclusive, and insert "20082.5. Whenever the bonds of a district have been certified, no material deviation shall be made from the plan of the project without the consent of the commission."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 642—An act to add Section 29022 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to integrity of diplomas.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 691—An act to amend Section 20103 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the county school service fund.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, strike out line 1, and insert

"SECTION 1. Section 20103 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, is amended to read:

20103. [Notwithstanding any other provision of law,] The county superintendent of schools, with the approval of the county board of education, may at the end of the school year 1946-47 transfer or cause to be transferred any unencumbered balance in the unapportioned county elementary school fund to a fund in the county treasury to be established by the county treasurer, known as the school district emergency aid fund. However, the amount so transferred shall not exceed the amount of cash balance in the unapportioned county elementary school fund on July 1, 1933, plus any accounts receivable on that date, from unpaid loans and from delinquent county taxes due the fund under the provisions of law in effect on that date.

The school district emergency aid fund shall be used exclusively for the purpose of providing such temporary transfers of funds to school district as are authorized by Section 31 of Article IV of the State Constitution. All such temporary transfers shall be made in the manner authorized by law on and after June 30, 1947.

Not later than July 1, 1958, the county superintendent of schools shall transfer the entire balance of the school district emergency aid fund, including cash balances and accounts receivable on that date, to the county school service fund."

Amendment No. 2

On page 1, strike out lines 2 to 22, inclusive; and on page 2, strike out lines 1 to 4, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to second reading.

Senate Bill No. 692—An act to amend Sections 23057 and 23758 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges and the University of California.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 693—An act to amend Section 19581 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 816—An act to repeal Chapter 6 (commencing at Section 19301) of Division 14, and Sections 19566, 19567, 19569, 19573, 19575, 19578, 19605, 19622, 19632, 19653, and 19659, and to amend Sections 19576, 19595, and 19629, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 820—An act to amend Section 17903 of the Education Code as enacted at the 1959 Regular Session, relating to state equalization aid for high school districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 48—An act to amend Sections 26, 951, 953, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "second", and insert "first".

Amendment No. 2

On page 1, line 13, strike out "second", and insert "first".

Amendment No. 3

On page 2, line 2, strike out "Thursday in September", and insert "Tuesday".

Amendment No. 4

On page 2, lines 30 and 31, strike out "Thursday in September of the then current year", and insert "Tuesday following the direct primary election".

Amendment No. 5

On page 2, line 39, strike out "Tuesday", and insert "Monday".

Amendment No. 6

On page 2, line 40, strike out "Thursday", and insert "Tuesday".

Amendment No. 7

On page 2, line 47, strike out "Thursday in September", and insert "Tuesday following the direct primary election".

Amendment No. 8

On page 3, line 11, strike out "Thursday in September", and insert "Tuesday following the direct primary election".

Amendment No. 9

On page 3, line 22, strike out "second Tuesday in September", and insert "third Wednesday".

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 48

Amendment No. 1

On page 2, line 2, of the printed bill, strike out "Thursday", and insert "Saturday".

Amendment No. 2

On page 2, line 30, strike out "Thursday", and insert "Saturday".

Amendment No. 3

On page 2, line 40, strike out "Thursday", and insert "Saturday".

Amendment No. 4

On page 2, line 47, strike out "Thursday", and insert "Saturday".

Amendment No. 5

On page 3, line 11, strike out "Thursday", and insert "Saturday".

Amendments read, and adopted.

Motion to Rescind

Senator Cobey moved that the Senate rescind its action whereby the second set of amendments offered by the Committee on Elections was adopted.

Motion carried.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Further Amendments to Senate Bill No. 48

Amendment No. 1

In line 1 of the title of the printed bill, strike out "953".

Amendment No. 2

On page 1, strike out lines 14 to 18, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 285—An act to add Section 5706.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the admission to junior colleges of students over 16 years of age.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 1, between lines 13 and 14 of the printed bill, as amended in Senate March 11, 1959, insert "A principal of a high school may recommend a 12th grade high school student as a special part-time student pursuant to rules and regulations which may be adopted by the governing board of the district maintaining the high school. A principal of a high school shall not recommend a number of 12th grade high school students in excess of 5 percent of the total number of 12th grade students enrolled in the high school at the time of recommendation."

The attendance of a student at junior college as a special part-time student pursuant to this section is authorized attendance and the student shall receive credit for junior college courses which he completes in the same manner as if he were a regularly enrolled junior college student.

Each special part-time student shall attend high school classes for at least the minimum school day. The district maintaining the junior college shall not receive credit for the attendance of a special part-time student for the purposes of apportionments from the State School Fund on account of average daily attendance in a junior college.

When, pursuant to this section, a student of a high school maintained by one district attends a junior college maintained by another district, the governing boards of the two districts shall determine by agreement the amount which the district maintaining the high school shall pay to the other district as reimbursement for the expense to such other district of educating the high school student as a special part-time student. Such cost shall be limited to the current expense of educating such student and shall not include the expense of transportation or capital outlay or for the use of buildings and equipment of district maintaining the junior college. For the purposes of the agreement the total current expense of educating the student in both the high school and the junior college shall not exceed the total current

expense of education per unit of average daily attendance in the high schools of the district maintaining the high school, exclusive of the expense of transportation or capital outlay, or for the use of buildings and equipment. The agreement may provide that the amount to be paid to the district maintaining the junior college shall be that percentage of the total current expense of education per unit of average daily attendance in the high schools of the district maintaining the high school which is equal to the percentage which the class time spent by the special part-time student in junior college is of the total class time of such student in both the high school and the junior college."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 724—An act to amend Sections 8951 and 8955 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to education of mentally retarded children.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Section 6913.1 to",

Amendment No. 2

On page 1, line 1, strike out "Section 8951 of the Education Code is amended", and insert

"Section 6913.1 is added to the Education Code, to read:

6913.1. The maximum rate of school district tax for any school year is hereby increased by such amount as the governing board of any school district desiring to provide educational services or facilities for mentally retarded minors may include in its budget and the board of supervisors shall levy a school district tax necessary to raise such amount.

SEC. 2. Section 8951 of said code is amended".

Amendment No. 3

On page 2, line 19, strike out "2", and insert "3".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 783—An act to amend Section 8162 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to exemptions from courses in physical education.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "amend Section 8162 of", and insert "add Section 8162.1 to".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 8162.1 is added to the Education Code, as enacted by the Legislature at its 1959 Regular Session, to read:

8162.1. The governing board of a school district may exempt any pupil enrolled in the grades 9 through 13 of a school of the district from attendance upon courses of physical education, as required by Sections 8160 and 8161, if the pupil is engaged in a regular school-sponsored interscholastic athletic program carried on after regular school hours. Any pupil exempted under this section shall attend upon a study hall or a course of instruction, other than physical education, for a period of same duration as the physical education course which he would otherwise be required to attend."

Amendment No. 3

On page 1, strike out lines 2 to 17, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 728—An act to add Section 11689 to the Health and Safety Code, relating to evidence in criminal actions and proceedings involving narcotic laws.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 6, of the printed bill, after "No", insert "such competent, relevant and material".

Amendment No. 2

On page 1, line 8, after the first "to", insert "permit the introduction of evidence obtained in violation of due process of law or".

Amendment No. 3

On page 1, after line 10, insert

"This section shall remain in force until the ninety-first day after the adjournment of the 1961 Regular Session of the Legislature and on and after that day shall have no force or effect."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 108—An act to add Article 4 (commencing at Section 12081) to Chapter 5 of Division 9 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to gate entrances to school grounds.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Education:

Amendment No. 1

On page 2, line 23, of the printed bill, as amended in Senate March 12, 1959, strike out "gate in the fence along each street, alley, road, or drive abutting the area enclosed by it if such street, alley, road, or drive would provide access to the school grounds", and insert "access gate and there shall be as many such gates as needed to assure access to all major building and grounds areas".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

RECESS

At 3.30 p.m., on motion of Senator McAteer, the Senate recessed for the purpose of introducing the following distinguished guests: Nationalist China Ambassador to the United States, Mr. George Yeh; Consul-General of Nationalist China to San Francisco, Mr. Patrick P. Sun; and escorts Messrs. Leing Chin, Jack Chow, George Ong, Lim P. Lee, and Mrs. Catherine Lee.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators McAteer, Richards, Williams, and Holmdahl as a Special Committee to escort Ambassador George Yeh to the rostrum.

Senator McAteer introduced Ambassador Yeh to the Senate.

Ambassador Yeh addressed the Senate briefly and expressed his deep appreciation for the manner in which he was greeted in Sacramento. Ambassador Yeh went on to explain conditions in Formosa and the hopes and faiths of his people to pursue and maintain a better life.

REASSEMBLED

At 3.38 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Chief Assistant Secretary Lachlan M. Richards at the desk.

UNANIMOUS CONSENT

At 3.40 p.m., Senator Erhart asked for, and was granted, unanimous consent to be excused to attend an Assembly committee meeting.

CONSIDERATION OF DAILY FILE (RESUMED)**SECOND READING OF ASSEMBLY BILLS**

Assembly Bill No. 350—An act to amend Section 6800 of, to add Section 6804 to, and to repeal Sections 6804, 6805, and 6806 of, the Elections Code, relating to electronic and electromechanical tabulation of ballots.

Bill read second time.

Motion to Re-refer Assembly Bill No. 350

Senator McBride moved that Assembly Bill No. 350 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 767—An act to amend Sections 3084.1 and 3472.1 of the Welfare and Institutions Code, relating to aid to the blind.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 4, of the printed bill, after "increases", insert "or decreases".

Amendment No. 2

On page 1, line 5, after the comma, insert "above or below the amount payable on October 1, 1958,".

Amendment No. 3

On page 1, line 7, after "increased", insert "or decreased".

Amendment No. 4

On page 1, line 8, after "increase", insert "or decrease".

Amendment No. 5

On page 1, line 9, after "Government," insert "but in no event shall the total aid granted to any needy blind person under this chapter be less than ninety-nine dollars (\$99) per month".

Amendment No. 6

On page 2, line 6, after "increased", insert "or decreased".

Amendment No. 7

On page 2, line 8, after "increased", insert "or decreased".

Amendment No. 8

On page 2, line 9, after "increase", insert "or decreased".

Amendment No. 9

On page 2, line 10, after "persons", insert ", but in no event shall the total aid granted under this chapter to any recipient be less than ninety-nine dollars (\$99) per month".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Assembly Bill No. 33—An act to repeal Section 20987 of, and to add Section 20987 to, the Government Code, relating to the compulsory age for retirement under the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 258—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to the commencement of aid payments to applicants for public assistance.

Bill read second time.

Motion to Re-refer Assembly Bill No. 258

Senator McBride moved that Assembly Bill No. 258 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 485—An act to amend Sections 2160.1, 2160.3 and 3044.1 of, and add Section 4160.1 to, the Welfare and Institutions Code, relating to payments to recipients of old age security, aid to needy blind and aid to needy disabled in public medical institutions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 637—An act to amend Section 3000 of the Welfare and Institutions Code, relating to aid to needy blind persons.

Bill read second time, and ordered to third reading.

Assembly Bill No. 651—An act to amend Section 4160 of the Welfare and Institutions Code, relating to aid to the needy disabled.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1105—An act to amend Sections 103.4, 118, and 118.2 of, and to amend the chapter heading of Chapter 3 (commencing with Section 3400) of Part 1 of Division 5 of, the Welfare and Institutions Code, relating to aid to the blind.

Bill read second time, and ordered to third reading.

Assembly Bill No. 705—An act to amend Sections 9080.3, 9084.5, and Section 9087, of the Insurance Code, relating to fraternal fire insurance.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 500—An act to add Title 2 (commencing with Section 1801) to Part 4, Division 3, of the Civil Code, relating to credit and installment sales of goods and services.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 2, line 29, of the printed bill, as amended in Senate March 25, 1959, strike out "with".

Amendment No. 2

On page 2, line 31, after "labor and services," insert "for other than a commercial or business use,".

Amendment No. 3

On page 2, lines 35 and 36, strike out "for other than a commercial or business use".

Amendment No. 4

On page 6, line 8, strike out "1731", and insert "1668".

Amendment No. 5

On page 8, lines 29 and 30, strike out "substantially equal in amount".

Amendment No. 6

On page 15, line 19, strike out "October 1, 1959", and insert "January 1, 1960".

Amendment No. 7

On page 15, line 21, strike out "October 1, 1959", and insert "January 1, 1960".

Amendment No. 8

On page 15, line 36, after "he", strike out "the", and insert "a".

Amendment No. 9

On page 9, line 13, after "shall", insert "not".

Amendment No. 10

On page 9, line 14, strike out "only".

Amendment No. 11

On page 9, lines 16 and 17, strike out "credits and charges are entered."

Amendment No. 12

On page 9, line 16, after "payments," insert "credits, charges and the unpaid balance is entered."

Amendment No. 13

On page 2, line 27, after "include", insert "boats with a cash sale price exceeding two thousand five hundred dollars (\$2,500) or aircraft, and their auxiliary equipment, nor".

Amendment No. 14

On page 7, line 11, strike out "or an assignee".

Amendment No. 15

On page 7, line 12, after "sale", insert "or agrees not to assert against an assignee such a claim or defense other than as provided in Section 1804.2".

Amendment No. 16

On page 7, line 49, strike out "10", and insert "15".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 412—An act to repeal Section 5 of Chapter 513 of the Statutes of 1957, to repeal Sections 6814, 6815, 6816, and 6822 of the Education Code; to repeal Sections 11004, 11005.1, 11006.1, and

11052.1 of, and to amend Sections 11005, 11006, and 11052 of, the Education Code as proposed by Senate Bill No. 2, relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 34—An act to amend Sections 375.8, 377.8, and 1118 of the Agricultural Code, relating to New York dressed fowl.

Bill read second time, and ordered to third reading.

Secretary J. A. Beek at the Desk

THIRD READING OF SENATE BILLS

Senate Bill No. 599—An act to amend Section 25658 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 193—An act to amend Section 4500 of the Penal Code, relating to penalties for assaults by prison inmates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Collier, Coombs, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, and Thompson—27.

NOES—Senators Christensen, Donnelly, and McAteer—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 399—An act to amend Section 4501 of and to add Section 4501.5 to the Penal Code, relating to assaults by state prison inmates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Gibson, Grunsky, Holmdahl, Johnson, McBride, McCarthy, Montgomery, O'Sullivan, Regan, Shaw, Short, Slattery, and Thompson—24.

NOES—Senators Beard, Farr, McAteer, Rattigan, Richards, Rodda, Stiern, and Teale—8.

Bill ordered transmitted to the Assembly.

Senate Bill No. 726—An act to amend Section 255 of the Revenue and Taxation Code, relating to the time within which affidavits of exemption shall be filed.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—Senators Dilworth and Williams—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 570—An act to amend Section 1038 of the Agricultural Code, relating to agricultural mineral sales.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 362—An act to add Sections 312, 313, and 314 to the Fish and Game Code, relating to salmon and steelhead spawning areas.

Bill read third time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 8, of the printed bill, as amended in Senate March 20, 1959, strike out "between", and insert "below".

Amendment No. 2

On page 2, line 9, strike out "between", and insert "of".

Amendment No. 3

On page 2, line 15, strike out "designated in", and insert "regulated by".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 123—An act to amend Section 650 of the Streets and Highways Code, relating to the naming of state highway routes.

Motion to Re-refer Senate Bill No. 123

Senator McBride moved that Senate Bill No. 123 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 533—An act to add Sections 7307.5 and 7372.5 to the Business and Professions Code, relating to cosmetology.

Motion to Re-refer Senate Bill No. 533

Senator McBride moved that Senate Bill No. 533 be re-referred to Committee on Finance.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 812—An act to amend Section 2732.1 of the Business and Professions Code, relating to the practice of nursing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Regan Presiding

At 4.07 p.m., Senator Edwin J. Regan, of the Fifth Senatorial District, presiding.

Senate Bill No. 408—An act to add Section 23087 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 412—An act to repeal Section 23373 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 634—An act to repeal Section 323 of the Military and Veterans Code, relating to payment of uniform allowances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Byrne, Christensen, Cobey, Collier, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Stiern, and Thompson—23.

NOES—Senators Berry, Dilworth, Donnelly, McCarthy, Regan, Slattery, Teale, and Williams—8.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 609—An act to amend Sections 170 and 171 of the Vehicle Code and to amend Sections 5005 and 5008 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the fees for issuing special license plates.

Bill read third time, and presented by Senator McCarthy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Christensen, Cobey, Dilworth, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 68—An act to add Section 13103 to the Fish and Game Code, relating to fish and game funds.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 159—An act to add Section 19828 to the Health and Safety Code, relating to **contractors**.

Bill read third time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, as amended in Senate April 1, 1959, strike out "certifying", and insert "which he has prepared and signed stating".

Amendment read, and adopted.

Bill ordered printed.

Motion to Re-refer Assembly Bill No. 159

Senator Cobey moved that Assembly Bill No. 159 be re-referred to Committee on Local Government.

Motion carried.

Assembly Bill No. 694—An act to add Section 2327 to the Business and Professions Code, relating to the practice of medicine.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 78—Relative to fire safety in schools.

Resolution read, and presented by Senator Dilworth.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 283—An act to amend Section 823 of the Penal Code, relating to bail of person arrested on warrant of another county.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1131—An act to amend Section 4362 of the Agricultural Code, relating to milk products.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 641—An act to amend Section 795 of the Agricultural Code, relating to citrus.

Bill read third time, and presented by Senator Gibson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 907—An act to amend Sections 803, 803.5, 804, 828.45, and 829.2 of the Agricultural Code, relating to standard containers.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1106—An act to add Section 614.4 to the Agricultural Code, relating to milk and dairy products.

Bill read third time, and presented by Senator Rattigan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson,

McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.
 NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1107—An act to add Section 614.5 to the Agricultural Code, relating to milk and dairy products.

Bill read third time, and presented by Senator Rattigan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 252—An act to amend Section 254.7 of the Revenue and Taxation Code, relating to the welfare exemption, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.32 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1120: By Senator Beard (Co-authored by Assemblyman House)—An act to amend Section 28127 of the Government Code, relating to compensation of county supervisors.

Referred to Committee on Local Government.

Senate Bill No. 1121: By Senator Berry—An act to add Sections 20013.8, 20014.8, 20017.8, 20306.8, 20602.81, 20602.82, 20603.8, 20604.8, 20750.8, 20803.8, 20950.8, 20980.8, 21022.8, 21250.8, 21252.8, 21256.8, 21257.8, 21290.8, 21292.8, 21295.8, and 21330.8 to the Government Code, relating to the State Employees' Retirement System in respect to the highway maintenance personnel of the Division of Highways, Department of Public Works.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1122: By Senator Coombs—An act to add Chapter 10.5 (commencing with Section 27190) to Part 3 of Division 16 of, and to amend Section 27182 of, the Streets and Highways Code, relating to bridge and highway districts.

Referred to Committee on Judiciary.

Senate Bill No. 1123: By Senator Regan—An act to amend Sections 2020.002 and 2025 of the Welfare and Institutions Code, relating to old age assistance grants, and making an appropriation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1124: By Senator Stiern—An act to add Section 13339 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to certificated employees.

Referred to Committee on Education.

Senate Bill No. 1125: By Senator O'Sullivan—An act to amend Section 1300.12 of the Agricultural Code, relating to the marketing of agricultural commodities.

Referred to Committee on Agriculture.

Senate Bill No. 1126: By Senator Shaw—An act to amend Section 1881 of the Code of Civil Procedure, relating to privileges of witnesses.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 20: By Senator Cobey—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 20 to Article XIII thereof, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Senate Joint Resolution No. 15: By Senator Gibson—Relative to the assignment of the construction of fleet ballistic missile submarines.

Referred to Committee on Governmental Efficiency.

RESOLUTIONS

The following resolution was offered:

By Senator Coombs:

Senate Resolution No. 73

Relating to the adoption of state highway routes

WHEREAS, The communities of Bryte, Broderick and West Sacramento are interconnected socially, commercially, and industrially; and

WHEREAS, The communities of Bryte and Broderick are bisected and separated from West Sacramento by the Southern Pacific and Sacramento Northern Railways, a fact causing considerable inconvenience and economic loss; and

WHEREAS, The means of access across these railways is limited to a few streets which are inadequate to handle the vehicle traffic load of the area; and

WHEREAS, The lack of grade separations has created a dangerous situation, resulting in a loss of life and property; and

WHEREAS, The lack of grade separations has resulted in long delays to firefighting and law enforcement vehicles which are stopped by freight trains; now, therefore, be it

Resolved by the Senate of the State of California, That the Department of Public Works is hereby directed to study the best additional routes whereby the communities of Bryte and Broderick may be connected to West Sacramento, to study the most feasible methods of constructing grade separations at such points in Bryte and Broderick as will best further the interests of the traveling public, and to report its

findings and recommendations to the Legislature at the 1960 Regular Session; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the Department of Public Works.

Resolution read, and referred to Committee on Transportation.

ADJOURNMENT

At 4.44 p.m., on motion of Senator Richards, the President declared the Senate adjourned until 11 a.m., Friday, April 3, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-SEVENTH LEGISLATIVE DAY

SIXTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, April 3, 1959

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beck at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, in these days as pressures mount and responsibilities crowd upon us, we pray for courage to be true to ourselves: "Above all, to thine own self be true, and it follows as the day the night, thou canst not then be false to any man." AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Murdy, on motion of Senator Byrne, due to illness.

Senator McAteer, on motion of Senator McCarthy, due to legislative business.

Senator Dolwig, on motion of Senator Grunsky, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Beatrice Hawes of Hanford.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Louis Wacker of Yreka.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert L. Osborne of Oakland.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to J. A. Thomason, district superintendent; Mrs. Mary Thomason, teacher; J. T. Lyon, teacher and principal of Mammoth Pool School; Mr. Moyer; and the following students of the North Fork Union School's eighth grade: Ester Alehandre, Jane Corgiat, Thomas Cunningham, Byron Graham, James Hauslauer, Eva May, Robert McSwain, Eddie Polkenhorn, Mary Ann Savage, Daniel Verduzco, Sharon Wright, David Brewton, Severo Capuchino, Janice Clingelpeel, John Corgiat, Mona Enlow, Janice Hardie, Carol Keenan, Larry Lane, Luther Moyer, Melva Pomona, George Tex, Norma Wells, David York, Richard Ramos, Pancho Capuchino, Charles Dandy, Phillip Dix, Chris Faso, Daniel Haggard, Ted Kimbler, Gustaf Lane, Karen Otto, Drew Ram, Robert Vaughn, Rita Whitener, James Guilfort, Robert Clark, and James Tow.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Louis Casazza, Mrs. Milton Rounds, Mrs. Andrew Strode, Mrs. Raymond Sunberg, and the following students of Guerneville Elementary School's eighth grade: Lynn Begley, Judith Birkhofer, Donald Burke, Nancy Casazza, Ellen Fell, Leellen Fleming, Patrick Hatch, Hugh Hisecox, Joellen Kelly, Karen Koplin, Linda Lester, Rose Marie Lewek, August Mesebrink, Ronald Ridley, Donald Rounds, Gary Saxe, James Shannon, Perry Simms, Thomas Sisson, Dorothy Sirode, Michael Sundberg, and Robert Williams.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Messrs. E. Minoletti, Aldridge, Lacey, D. Martin, Lowe, Harlan, Martin, and Miss M. Simoes, and the following Waukena Elementary School's eighth graders: Henry Arroyo, Alvin Brown, Alfred Childress, Ronnie Cutsinger, Eugene Davies, Joseph Gregory, Willard Hollis, Thomas Lowe, Raymond Orsio, Fidel Quintana, Rene Orsico, Victor Molano, Henry Pursley, Felix Romero, Roger Ward, Manuel Avila, Rosie Aldridge, Sue Boesley, Cindy Gomez, Suery Lackey, Donna McClure, Carole Ann Mancetti, Lane Martinez, Sarah Nuneley, Lynda Perrin, Mary Simoes, Carol Sue Williams, and Jovina Avila.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following Orange Center pupils of Fresno: Bob Amaral, Wayne Azevedo, Ann Azlin, Shirley Azlin, Larry Azlin, Harold Baggs, Donald Ekparian, Roy Lee Ellis, Willie Hollins, Archie Heaton, Jesse Hurado, Joan Jalonen, Jim Kozera, Peter Mathews, Brenda Montgomery, Patricia Martin, Larry Rogers, James Sacheri, Linda Sullivan, Doris Trotter, Carlos Uribe, Barney Vasquez, Darlene Woods, Elers Richardson, and Sharon Meeks.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Lucile Norton of Concord, Mrs. Gene Thomas of Martinez, and the following exchange students of the American Field Program: Maria Perez, from Spain;

Ingrid Jacobson, from Denmark; Eveline Hugon, from Switzerland; Veslemy Vatne, from Norway.

On request of Senators Grunsky and Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Dahl, LeMoyné Waak, principal, and the following students of Bethany Lutheran School of Menlo Park: Connie Houghtaling, Kay Houghtaling, Ruth Iverson, Leah Madrid, Linda Schoenborn, Don Walker, Barry Dahl, Danny Dahl, Helen Hadden, Richard Kemmerle, Richard Carter, Patty Heidebreder, Judy Lemon, and Elaine Winter.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Al Rodda of Sacramento.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Bernette Robinson, teacher, Mrs. Charles E. Kelly, Mrs. John Griffen, Jr., Mrs. Evelyne G. Valens, Mrs. Roy Y. Higashi, and Mrs. Paula Norton, adults; and the following eighth grade students of Edna Maguire School, Mill Valley: Margaret Adams, Margaret Allen, Erica Atkisson, Carole Bennett, Sharon Berry, Kathie Bloom, Vicki Camp, Robert Cogswell, Richard Daly, Jon Diederich, Ian Forbes, Ann Foster, John Griffen, Chris Hawley, Don Hemovich, Betty Higashi, Fred Holden, Charles Kelly, Carol McLaughlin, Jean Norton, Katherine Pyle, Sheila Quinn, William Rice, Cheryl Saunders, Paula Schutzmann, George Stoll, Tom Valens, Diane Weil, Ruth Whittington, and John Younger.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 362

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 372

Senate Bill No. 416

Senate Bill No. 415

Senate Bill No. 623

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 48

Senate Bill No. 728

Senate Bill No. 800

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 322

Senate Bill No. 612

Senate Bill No. 336

Senate Bill No. 642

Senate Bill No. 377

Senate Bill No. 692

Senate Bill No. 458

Senate Bill No. 693

Senate Bill No. 590

Senate Bill No. 816

Senate Bill No. 592

Senate Bill No. 820

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 285

Senate Bill No. 724

Senate Bill No. 607

Senate Bill No. 783

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Military and Veterans Affairs

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Resolution No. 39

Has had the same under consideration, and reports the same back with the recommendation: Be adopted:

FARR, Chairman

Above reported resolution ordered to third reading.

Committee on Rules

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Bill No. 774

Senate Concurrent Resolution No. 43

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Be adopted.

BURNS, Chairman

Above reported bill ordered to second reading.

Above reported resolution ordered to third reading.

Committee on Military and Veterans Affairs

SENATE CHAMBER, April 2, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 854

Has had the same under consideration, and reports the same back with the recommendation: Do pass. To Consent Calendar.

FARR, Chairman

Above reported bill ordered to second reading.

Committee on Rules

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Assembly Bill No. 1512

Assembly Concurrent Resolution No. 93

Assembly Bill No. 1513

Assembly Concurrent Resolution No. 97

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

Be adopted

BURNS, Chairman

Above reported bills ordered to second reading.

Above reported resolutions ordered to second reading.

Committee on Transportation

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 480

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 480

Senator Collier moved that Senate Bill No. 480 be withdrawn from Committee on Transportation for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 480—An act to amend Sections 306, 320, 332, 351, 362, 365, 369, 374, 382, 388, 397, 407, 408, 409, 410, 415, 422, 435, 440, 446, 453, 456, 460, 467, 470, 476, 487, 492, 493, 494, 506, 521, 528, 529, and 542 of, to amend and renumber Sections 553, 557 and 614 of, to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of, and to add Sections 486, 514, 543.1, 544, 545, 546, 547.1, 548, 549, 550, 551, 552, 553.1, 554, 555, 556.1, 557.1, 558.1, 559.1, 560.1, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586 and 587 to, the Streets and Highways Code, relating to state highways, providing for a California Freeway and Expressway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 13, line 51, of the printed bill, as amended in Senate April 1, 1959, strike out "Chesnut", and insert "Chestnut".

Amendment No. 2

On page 14, line 6, after "Freeway", insert "and Expressway".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 178—An act to amend Sections 12607 and 12611 of the Business and Professions Code, relating to commodities sold in containers.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 178?

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "Whenever", and insert "Effective January 1, 1960, whenever".

Amendment No. 2

On page 1, line 10, after the period, insert "Whenever the quantity of any commodity sold in a nonrigid container is expressed in terms of measure or volume, such measure or volume of such container for such commodity shall be determined in accordance with regulations established by the director. Whenever any commodity is sold in compressed form the container of such commodity may carry a supplemental statement showing the measure or volume of the commodity in uncompressed form. Any letters, figures or numerals used in such supplemental statement

shall not be greater in size, or more conspicuously displayed, than the letters, figures or numerals used in the required statement of quantity. The method of determining the measure or volume of the commodity in uncompressed form may be established by regulations of the director."

Amendment No. 3

On page 1, line 20, strike out the period, and insert ", except that the limitation on the actual quantity in excess of stated minimums shall not apply to peat moss, leaf mold, compost, animal manure, mulching materials or similar materials or mixtures thereof, and for such materials the director may, by regulations, establish reasonable permissible maximums."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 178 by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 521—An act to amend Section 27281 of the Government Code, relating to documents to be recorded.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "Unless recorded at the request of the grantee, deeds", and insert "Deeds".

Amendment No. 2

On page 1, line 7, strike out "either (1) its res."

Amendment No. 3

On page 1, strike out lines 8 and 9, and insert "its certificate or resolution of acceptance".

Amendment No. 4

On page 1, line 10, after "grant", insert ". If a certificate of acceptance is used, it shall be in substantially the following form".

Amendment No. 5

On page 1, line 16, after "-----," insert "(or by the undersigned officer or agent on behalf of the ----- pursuant to authority conferred by resolution of the ----- adopted on -----,)",

(date) (legislative body) (date)

Amendment No. 6

On page 2, line 3, strike out "A certified copy of any".

Amendment No. 7

On page 2, strike out lines 4 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 727—An act to add Section 23014 to the Government Code, relating to the establishment of county revolving funds to finance district improvements.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, after "property," insert "engineering services,".

Amendment No. 2

On page 1, line 11, after "district," insert "other than tax revenues,".

Amendment No. 3

On page 1, line 12, strike out "a binding", and insert "an".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 540—An act to amend Section 25452 of the Government Code, relating to publication of notice to bidders on county contracts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 169—An act to amend Section 104.6 of, and to add Section 104.10 to, the Streets and Highways Code, relating to the distribution of rentals from properties held for highway purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 394—An act to amend Sections 26549, 26550 and 26553 of the Health and Safety Code, relating to acquisition of samples prescribed by the California Pure Foods Act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 9, of the printed bill, after "analysis," insert "The tender of an official receipt shall not relieve the board of the obligation to thereafter pay such person the market price of the sample or samples so furnished."

Amendment No. 2

On page 2, line 15, after "sample," insert "The tender of an official receipt shall not relieve the board of the obligation to thereafter pay such person the market price of the sample or samples so furnished."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 393—An act to amend Section 28361 of the Health and Safety Code, relating to canneries.

Bill read second time.

Motion to Re-refer Senate Bill No. 393

Senator McBride moved that Senate Bill No. 393 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 392—An act to amend Section 28126 of the Health and Safety Code, relating to license fees for cold storage plants.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 8, of the printed bill, before "year", insert "calendar".

Amendment No. 2

On page 1, lines 8 and 9, strike out "and may be renewed upon the payment of fifty dollars (\$50) on or before December 31st of each year.", and insert ". License fees of fifty dollars (\$50) are due on the first of January of each year."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 579—An act to add Article 2.1 (commencing at Section 10130) to Chapter 3, Division 9 of the Health and Safety Code, relating to publication of lists of live births.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 2 of the title of the printed bill, after "of", insert ", and to add Section 10607 to,".

Amendment No. 2

On page 1, line 11, after the period, insert "Such lists shall not include births of infants known to have died, births of infants where the mother is unmarried, and births of infants which have congenital malformations."

Amendment No. 3

On page 1, strike out lines 12 to 17, inclusive, and insert "commercial enterprise, except a newspaper of general circulation, or a radio or television news media, to which a list is distributed the fee prescribed in Section 10607.

SEC. 2. Section 10607 is added to said code, to read:

10607. The fee which every person or commercial enterprise, except a newspaper of general circulation, or a radio or television news media, is required to pay for each copy of any list of live births prepared pursuant to Section 10130 shall be the amount determined by the local registrar to be sufficient to cover all costs of compiling, publishing, and distributing the lists, including salaries of personnel, stock, duplicating, and mailing or other costs of distribution."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

Senate Bill No. 402—An act to add Chapter 4 (commencing at Section 3045.1 to Title 14, Part 4, Division 3 of the Civil Code, relating to liens for medical and other services furnished by hospitals.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate March 18, 1959, after line 9, insert

"The provisions of this chapter shall not apply to any claim or cause of action against a common carrier subject to the jurisdiction of the Public Utilities Commission or the Interstate Commerce Commission."

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Rules.

Senate Bill No. 99—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 241—An act to amend and renumber Section 2047 of the Penal Code, relating to rules and regulations governing conduct of prisoners.

Bill read second time.

Motion to Re-refer Senate Bill No. 241

Senator McBride moved that Senate Bill No. 241 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 300—An act to amend Section 4574 of the Penal Code, relating to firearms in prisons and other correctional institutions.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 326—An act to amend Sections 58850 and 58851 of the Government Code, relating to county boundary commissions.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 593—An act to authorize the bringing of a suit against the State of California to quiet title to land sold as salt marsh or tidelands by the State of California, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 596—An act to amend Section 15502 of the Corporations Code, relating to the formation of limited partnerships.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 163—An act to amend Section 660 of the Code of Civil Procedure, relating to motions for new trials.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 167—An act to repeal Sections 2974 and 2975 of, and to add Section 2975 to, the Civil Code, relating to mortgages of personal property or crops to secure future advances.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 216—An act to amend Sections 632 and 634 of the Code of Civil Procedure, relating to civil actions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 274—An act to add Section 10177 to the Insurance Code, to add Sections 1137, 1137.1, and 1137.2 to the Probate Code, and to amend Section 13724 of the Revenue and Taxation Code, and Section 381 of the Probate Code, relating to testamentary trusts of life insurance proceeds.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 321—An act to amend Section 13106 of the Government Code, relating to quitclaiming of state-owned easements and rights-of-way.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 360—An act to add Section 752 to the Welfare and Institutions Code, relating to disposition of wards of the juvenile court.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 457—An act to amend Section 117p of the Code of Civil Procedure, relating to fees in small claims courts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 461—An act to add Chapter 5 (commencing with Section 1300) to Title 5, Part 4, Division 2 of the Civil Code, and to amend Sections 1241, 1242, 1243, and 1265 of said code, and to amend Sections 660 and 663 of the Probate Code, relating to homesteads.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 463—An act to amend Section 1506 of the Penal Code, relating to appeals in habeas corpus proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 648—An act to amend Section 1505 of the Penal Code, relating to the writ of habeas corpus.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 684—An act to amend Section 170.6 of the Code of Civil Procedure, relating to disqualification of judges on the grounds of prejudice.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 273—An act to add Sections 1998, 1998.1, 1998.2, 1998.3, 1998.4 and 1998.5 to the Code of Civil Procedure, relating to subpoena of hospital records.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 3, line 12, of the printed bill, as amended in Senate March 20, 1959, after "to", insert "Section".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 772—An act to amend Section 69844 of, and add Sections 71614.5 and 72050.5 to, the Government Code, relating to the duty of the clerk of the superior court to keep records of the court.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In lines 2 and 3 of the title of the printed bill, strike out "duty of the clerk of the superior court to keep", and insert "keeping of court".

Amendment No. 2

In lines 3 and 4 of the title strike out "of the court".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 691—An act to amend Section 20103 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the county school service fund.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 481—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 3, between lines 21 and 22 of the printed bill, as amended in Assembly March 9, 1959, insert "Zones of flood control and water conservation districts".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 482—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 3, between lines 17 and 18 of the printed bill, as amended in Assembly March 9, 1959, insert "Zones of flood control and water conservation districts".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 531—An act to add Sections 4714.5 and 4831.7 to, and to amend Sections 4832 and 4832.5 of, the Health and Safety Code, relating to county sanitation districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 3, line 3, of the printed bill, as amended in Assembly March 2, 1959, after the comma, insert "and the district board by resolution has found and declared that the district will be benefited by the annexation and consents thereto,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 538—An act to amend Section 6585 of the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 539—An act to amend Section 6464 of the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 540—An act to amend Section 6482 of the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 542—An act to amend Section 6628 of the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 549—An act to amend Section 6732 of the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 668—An act to amend Section 32009 of the Health and Safety Code, relating to hospital districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 669—An act to add Section 32005.5 to the Health and Safety Code, relating to hospital districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 869—An act to add Section 25843 to the Government Code, relating to weather data.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 151—An act to amend Section 13708 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the compensation of members of school district personnel commissions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 216—An act to amend Section 55103 of the Water Code, relating to formation of county waterworks districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 325—An act to amend Section 13672.1 of the Education Code and Section 13456 of the Education Code as proposed

by Senate Bill No. 2, relating to leaves of absence of certificated employees of school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 417—An act to amend Section 4902 of the Health and Safety Code, relating to sewer maintenance districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay Area Rapid Transit District.

Bill read second time, and ordered to third reading.

Assembly Bill No. 536—An act to amend Section 6830 of the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 543—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time, and ordered to third reading.

Assembly Bill No. 545—An act to amend Section 6885.8 of the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 547—An act to add Section 6801 to the Health and Safety Code, relating to sanitary districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 754—An act to amend and renumber Section 45308.1 of, and to add Sections 45308.1 and 45308.2 to, the Government Code, relating to investment of city retirement funds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1214—An act to amend Sections 29370, 29371, 29372, 29373, 29374, 29375, 29376, 29377, 29378, and 29379 of the Government Code, relating to county funds.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Assembly March 18, 1959, after "for", insert "the use of".

Amendment No. 2

On page 2, line 40, strike out "and deposit the money in the cash difference fund", and insert "to the person".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 863—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time, and ordered to third reading.

Assembly Bill No. 91—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of, and to amend Section 56 of, the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate March 18, 1959, strike out lines 22 and 23, and in line 24, strike out "this part", and insert "for each day's actual attendance at meetings of the commission".

Amendment No. 2

On page 3, line 37, strike out "it may deem necessary", and insert "the Legislature authorizes".

Amendment No. 3

On page 3, line 39, strike out "such attorneys", and insert "an attorney, and such".

Amendment No. 4

On page 4, after line 52, insert

"(f) None of the acts made unlawful by subsections (a) through (e) of this section shall be unlawful employment practices if the employment, membership, or service in question by its unique nature requires bona fide occupational qualifications which include any of the forbidden criteria; neither shall such acts be unlawful employment practices if such acts are based upon or required by applicable security regulations promulgated by the United States or by the State of California."

Amendment No. 5

On page 5, strike out lines 1 to 13, inclusive.

Amendment No. 6

On page 5, line 14, strike out "1422", and insert "1421".

Amendment No. 7

On page 5, line 16, strike out "accusation", and insert "complaint".

Amendment No. 8

On page 5, line 22, strike out "accusation", and insert "complaint".

Amendment No. 9

On page 5, line 25, strike out "accusation", and insert "complaint".

Amendment No. 10

On page 5, line 27, strike out "accusation", and insert "complaint".

Amendment No. 11

On page 5, strike out lines 35 to 38, inclusive, and insert

"1422. After the filing of any complaint, the chairman of the commission shall designate one of the commission's staff, to make a prompt investigation in connection therewith; and if the commission shall determine after such investigation that probable cause exists for crediting the allegations of the complaint, it shall immediately endeavor to eliminate the unlawful discriminatory practice complained of by conference, conciliation and persuasion. The members of the commission and its staff shall not disclose what has transpired in the course of such endeavors."

Amendment No. 12

On page 5, strike out lines 40 and 41, and insert "thereof if in its judgment circumstances so warrant, the commission shall cause to".

Amendment No. 13

On page 5, line 43, strike out "accusation", and insert "complaint".

Amendment No. 14

On page 5, line 45, after "named", insert "in such complaint, hereinafter referred to as respondent,".

Amendment No. 15

On page 5, line 46, strike out "accusation", and insert "complaint".

Amendment No. 16

On page 6, line 1, strike out "accusation", and insert "complaint".

Amendment No. 17

On page 6, line 2, strike out the comma and insert a period.

Amendment No. 18

On page 6, strike out lines 3 to 7, inclusive, and insert "The endeavors at conciliation conducted under Section 1422 shall not be received in".

Amendment No. 19

On page 6, lines 50 and 51, strike out ", or who shall in any manner wilfully violate an order of the commission,".

Amendments read.

Motion to Print Amendments

Senator Richards moved that all amendments to Assembly Bill No. 91 be printed in the Journal, and further consideration of these amendments be continued on the next legislative day, and that Assembly Bill No. 91 retain its place on the second reading file; and also that the Sergeant-at-Arms be instructed to place all copies, amended or otherwise, of Assembly Bill No. 91 on each member's desk.

Motion carried.

Assembly Bill No. 7—An act to repeal Section 60, and to amend Section 69, of the Civil Code, relating to miscegenation.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 458—An act to add Sections 6159 and 6160 to the Elections Code, relating to the approval of voting machines.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 377—An act to amend Section 1642 of the Welfare and Institutions Code, relating to maternity care.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 800—An act to add Article 8.5 (commencing at Section 2860) to Chapter 2 of Division 5 of, to amend Sections 26, 951, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to partisan elections and activities.

Motion to Re-refer Senate Bill No. 800

Senator McBride moved that Senate Bill No. 800 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 623—An act to amend Sections 20040, 20081, 20082, 20083, 20085, and 20086 of, to repeal Section 20084 of, and to add Sections 20082.5 and 20084 to, the Water Code, relating to supervision of districts.

Motion to Re-refer Senate Bill No. 623

Senator McBride moved that Senate Bill No. 623 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 48—An act to amend Sections 26, 951, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to elections.

Motion to Re-refer Senate Bill No. 48

Senator McBride moved that Senate Bill No. 48 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 285—An act to add Section 5706.5 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the admission to junior colleges of students over 16 years of age.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 485—An act to amend Sections 2160.1, 2160.3 and 3044.1 of, and add Section 4160.1 to, the Welfare and Institutions Code, relating to payments to recipients of old age security, aid to needy blind and aid to needy disabled in public medical institutions.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—Senators Holmdahl and Richards—2.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 651—An act to amend Section 4160 of the Welfare and Institutions Code, relating to aid to the needy disabled.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1105—An act to amend Sections 103.4, 118, and 118.2 of, and to amend the chapter heading of Chapter 3 (commencing with Section 3400) of Part 1 of Division 5 of, the Welfare and Institutions Code, relating to aid to the blind.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 34—An act to amend Sections 375.8, 377.8, and 1118 of the Agricultural Code, relating to New York dressed fowl.

Bill read third time, and presented by Senator Rattigan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 797—An act to add Sections 3514, 3515, and 3516 to the Fish and Game Code, relating to exotic nonresident game birds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1127: By Senator Grunsky—An act to amend Section 1148.2 of the Agricultural Code, relating to labeling of nursery stock.

Referred to Committee on Agriculture.

Senate Bill No. 1128: By Senator Collier—An act to amend Section 25465 of the Government Code, relating to contracts for public works.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1129: By Senators Teale, Cobey, Collier, Richards, Fisher, Beard, Arnold, Short, Slattery, Dilworth, Montgomery, Rattigan, and Miller—An act making an appropriation for an investigation of power sources for state water project pumping and other purposes.

Referred to Committee on Water Resources.

ADJOURNMENT

At 11.58 a.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, April 6, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-EIGHTH LEGISLATIVE DAY

SIXTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 6, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

ANNOUNCEMENT BY SENATOR BURNS

It is my sad duty to announce the death of the mother of our colleague, Senator Jack Slattery. In our opening prayer today, let us ask God to be merciful to the soul of the departed, and to console those she leaves behind.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we pray today for an awareness of our need for one another; that we are "involved in mankind." Those whom we have never seen have plowed the fields, raised the grain, and processed the food upon which our lives depend. Those whose names we do not know minister to us daily in a thousand ways. Grant that we may accept these gifts with gratitude, and with the desire to be fair and just to all men. And now, we stand with bowed heads as we extend our sympathy to Senator Slattery in the death of his mother. May all the comfort that derives from our human association and the Christian faith be his in this sad hour, through Christ our Lord. AMEN.

PLEDGE OF ALLEGIANCE

Senator Gibson led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Farr, on motion of Senator Burns, due to illness.

Senator Murdy, on motion of Senator Burns, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lee Roy Tatom, superintendent, Mrs. Anna Mae Barrett, teacher, and the following eighth grade students of Dairyland Union School in Madera County: Virginia Abundis, Lonnie Allen, Barbara Black, Larry Bryant, Gerry Burney, Bobby Callaway, Frank Cross, Debra Davis, Marlin Elrod, Charlotte Evans, Wanda Finley, Linda Frantz, Betsy Fry, Judy Goodman, Ronnie Goodrich, Susie Haworth, Robert Kennedy, Caroline Jones, Janet King, Marvin Lee, Kenneth Linhares, Cathy Lothridge, Pat Lucas, Dolores Ray, Glen Ray, Ronnie Ray, Gordon Schisel, Barbara Sutton, Sandra Thompson, Candace Walter, Gloria Weikel, Judy White, Don Willis, Eddie Winchester, and Joyce Wynne.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Eugene Moore of San Jose, Mr. Ken Watters of Sunnyvale, and Jack Norby of Roseville.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Taylor of Berkeley and William Moore, Jr., of Berkeley.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert Wyrick, Mr. C. M. Wentz, Mr. and Mrs. Albert Nunes, Mr. Robert M. Hudson, Mrs. Betty Williams, Mrs. Rita Mikkelsen, Mrs. Mabel Brewer, Mr. Harley L. Traylor, and Mr. Billy Matta; and the following students of Mineral King School, Visalia: Grace Ables, Clara Ayres, Jacqueline Bradley, Delila Brewer, Leila Brewer, Jimmie Carter, Monnie Collier, Sharon Curtis, Barbara Edmund, Paul Furnas, Raymond Goss, Clarice Hafer, James Harrison, Beverley Howard, Argylee Johnson, Mary Jones, Jimmie Jones, Kathleen Keeley, Julie Laurence, Rita Legan, Dale Lucas, Jimmy Marchel, Geri McChulloch, Bobby McFarland, Jack McKee, Jette Mikkelsen, Kenneth Miller, Kathryn Munson, Albert Nunes, Alan Nunn, Dynell Officer, Lois Phillips, Don Pierson, Rene Pimental, Margie Price, Jewel Profititt, Janice Renzi, Carol Robinson, Donna Salyer, Randal Stephen, Vickie Stubbs, Billy Taff, Michael Traylor, Stanley Viet, Daris Walker, Dave White, Robert Wihlidal, Sharon William, and Sharon Yahnian.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Clarice Rodda and James Wilson of Sacramento.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Grant of Long Beach, who is Assemblyman Grant's wife; Mr. Franklin Williams of San Francisco, Shirley Filiatrault of Los Angeles, Richard Nevins of Los Angeles, and Lettie Olson of Los Angeles, who is Vice Commander of the Women's American Legion.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sister M. Philippa, Sister M. Eugenio, Mrs. R. Hiegel, Mrs. N. Cooney, Mrs. T. Busch, Mrs. H. Jones, Mr. F. Romiolo, Mrs. P. Dwyer, Mrs. S. Stinchfield, Mrs. G. Wood, Mrs. F. Moore, Mrs. H. Tucker, Mrs. M. Danley, and Mrs. L. Bowen; and the following students of Our Lady of Lourdes School: Xavier Arenas, Charles Bailey, Marianne Boggs, Andre Boles, Grace Cortez, Joseph DelMarmol, William DelMarmol, Georgeanne Feroah, William Fisher, Ronald Hiegel, Rita Mora, Harold Morrow, James Newton, Claude Noriega, Carol Secor, Nicolaus Stephens, Janis Stinchfield, Allan Wrysinski, Mary Arce, Richard Arce, Melody Bailey, Carole Barker, Gail Beduhn, Teddy Brown, Connie Cribari, Paul Cooney, Maren Danley, Rodney Delaney, Susan Dwyer, Louise Eid, Betty Enos, Linda Ferraro, Clifford Fisher, Victoria Garofalo, Beverly Gaspar, Mary Genera, Michael Gowan, Pamela Hamm, Mary Lanouette, Michael McFarlane, Joanna Moore, Michael Moran, Jerry Myers, Mary O'Rourke, Carolyn Paletta, Michael Prime, Robert Schneider, Nancy Spooner, Mary Ann Stegall, David Steidlmayer, Leo Steidlmayer, Ronald Romiolo, Patrick Wood, Sara Ybarra, Arthur Arce, Joseph Boles, Larry Bowen, Howard Busch, Xavier Castorena, Valerie Cooney, Joyce Ernst, Paul Ferraiuolo, Edward Fierro, Henry Goulden, Kathleen Hickel, Nancy Jackson, Karen James, Becky Jones, Rachelle LaGrande, Jack Moore, Patricia Moreno, Linda Pearson, Toni Paletta, Danny Ramirez, Lorraine Sciortino, Sharon Sponseller, Sue Tucker, Jane White, Cynthia Wilbur, and Ray Wrysinski.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following 1959 graduates of the Briggs Union High School: Shirley Anderson, Robert Banes, Ruth Bell, Carl Roelman, Jim Blankenship, Ray Bultema, John Chancellor, Janet Doering, Vickie Fields, Gary Friedman, Larry Garner, Gary Grider, Sharon Hodges, Lowell Helmers, Gary Hering, Paul Inseo, Judy Lindberg, Patsy Grider, Joyce Hicks, Anthony LaMalfa, Anthony Mattos, Duane Moss, Benjamin Morris, Alfred Olsen, Linda Owens, Alice Peterson, Lloyd Pryde, Ronald Quist, Teresa Ramirez, Ella Mae Roles, Ronald Roles, Audrey Stephens, LaMarr Stevens, Billie Jean Upton, Wayne Van Gilder, Jeanette Ventonier, and Janet Thengvall.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Tony Volpa of Fresno, and Mr. Ricci of Modesto.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Manassero of Sutter Creek, Lucian Vaira of Drytown, Fred Geis of Jackson, and Mrs. Goula Wait of Plymouth.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. J. H. Backstrand, John Backstrand, Mrs. Dorothy Backstrand, Dr. Charles Johnson, Miss Joan Vasche, and Miss Beverly Cox, all of Riverside.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs.

Florence Belletto, Mrs. Richard Benedix, Jr., Mrs. Helen Cooper, Mrs. Aubra Largent, Mrs. R. J. Martin, Mrs. J. B. Clinton, Mrs. Elizabeth Rutherford, Mrs. Johan Gatzman, Mrs. LaVerne Cooper, Mrs. Manual Garcia, Mrs. Genevieve Smith, Mrs. Dorothy Rivera, Mr. Charles Rivera, Mr. Cecil Holt, and Jane Pope, and the following students of Valley Home Joint School: Mark Belletto, Audrey Benedix, Laurine Bianchi, Lloyd Buehner, Mark Clinton, George Cooper, Linda Cooper, Patricia Garcia, Patty Gatzman, Mickey Martin, Ruby Rhynes, Carolyn Rivera, James Rutherford, Joseph Silva, Jennifer Smith, Lynn Sunderland, and Garry Thornhill.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, PRINTING DIVISION
SACRAMENTO, April 2, 1959

*Mr. Joseph A. Beek, Secretary of Senate
Senate Chamber, Sacramento*

DEAR SIR: This is to advise you that as of this day we have deposited \$34,000.00 to the credit of the Legislative Printing Fund, covering receipts from sales of legislative publications by the Legislative Bill Room for the month of February, 1959.

Very truly yours,

PAUL E. GALLAGHER, State Printer

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 68
Assembly Bill No. 283
Assembly Bill No. 694

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 29
Senate Concurrent Resolution No. 30

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES DRISCOLL, First Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, April 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 127
Assembly Bill No. 470
Assembly Bill No. 608
Assembly Bill No. 889
Assembly Bill No. 894
Assembly Bill No. 1112
Assembly Bill No. 1113
Assembly Bill No. 1248
Assembly Bill No. 1363
Assembly Bill No. 1365
Assembly Bill No. 1366

Assembly Bill No. 1367
Assembly Bill No. 1428
Assembly Bill No. 1429
Assembly Bill No. 1593
Assembly Bill No. 1643
Assembly Bill No. 1648
Assembly Bill No. 1673
Assembly Bill No. 1690
Assembly Bill No. 1693
Assembly Bill No. 1711

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 127—An act to amend Section 4004 of the Penal Code, relating to the removal of inmates from county jails.

Referred to Committee on Judiciary.

Assembly Bill No. 470—An act to amend Section 7049 of the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 608—An act to amend Section 14273 of the Government Code, relating to public works contracts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 889—An act to amend Section 511.3 of the Vehicle Code and to add Section 22413 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the establishing of maximum speed limits by local authorities on streets with a grade in excess of 10 percent, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Transportation.

Assembly Bill No. 894—An act to amend Section 14883 of the Health and Safety Code, relating to the abatement of hazardous weeds.

Referred to Committee on Local Government.

Assembly Bill No. 1112—An act to add Section 13203.2 to the Education Code, and Section 13006 to the Education Code as proposed by Senate Bill No. 2, relating to deposits by school districts for traveling expenses.

Referred to Committee on Local Government.

Assembly Bill No. 1113—An act to add Section 1032 to the Education Code and add Section 817 to the Education Code as proposed by Senate Bil No. 2, relating to payment of the cost of repairing or replacing property of school district employees.

Referred to Committee on Local Government.

Assembly Bill No. 1248—An act to add Section 7032 to the Business and Professions Code, relating to contractors, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Business and Professions.

Assembly Bill No. 1363—An act to add Section 670.84 to the Vehicle Code, and to add Section 26504 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1365—An act to add Section 670.82 to the Vehicle Code, and to add Section 26502 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1366—An act to add Section 670.81 to the Vehicle Code, and to add Section 26501 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1367—An act to add Section 670.87 to the Vehicle Code, and to add Section 26507 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1428—An act to add Section 1091.1 to the Government Code, relating to interest of officers in contracts.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1429—An act to add Chapter 9 (commencing with Section 3120) to Division 4 of Title 1 of the Government Code, relating to air travel insurance of local agency officers and employees.

Referred to Committee on Local Government.

Assembly Bill No. 1593—An act to amend Section 40355 of the Water Code, relating to water storage districts.

Referred to Committee on Water Resources.

Assembly Bill No. 1643—An act to amend Section 12606 of the Business and Professions Code, relating to weights and measures.

Referred to Committee on Business and Professions.

Assembly Bill No. 1648—An act to amend Section 6904 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the education of mentally retarded minors.

Referred to Committee on Education.

Assembly Bill No. 1673—An act to add Section 6008 to the Public Resources Code, relating to sale of state lands.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1690—An act to amend Sections 4159, 4160, and 14600 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to notice of change of address of vehicle owners and operators.

Referred to Committee on Transportation.

Assembly Bill No. 1693—An act to amend Section 4002 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to violation of registration requirements.

Referred to Committee on Transportation.

Assembly Bill No. 1711—An act to add Section 5109 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to issuance of special license plates.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 6, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 22

Assembly Joint Resolution No. 24

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 22—Relative to nuclear weapons test explosions under an adequate inspection system.

Referred to Committee on Military and Veterans Affairs.

Assembly Joint Resolution No. 24—Relative to requesting Congress to enact S. 910 of the Eighty-sixth Congress.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 3, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 15

Assembly Concurrent Resolution No. 50

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Constitutional Amendment No. 15—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article IV, relating to the term of office of Members of the Assembly.

Referred to Committee on Rules.

Assembly Concurrent Resolution No. 50—Relative to an amendment of the Joint Rules of the Senate and Assembly to provide for the creation of a Joint Committee on Legislative Organization.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 3, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 327

Assembly Bill No. 401

Assembly Bill No. 402

Assembly Bill No. 458

Assembly Bill No. 618

Assembly Bill No. 718

Assembly Bill No. 813

Assembly Bill No. 886

Assembly Bill No. 887

Assembly Bill No. 896

Assembly Bill No. 944

Assembly Bill No. 1111

Assembly Bill No. 1218

Assembly Bill No. 1301

Assembly Bill No. 1452

Assembly Bill No. 1644

Assembly Bill No. 1645

Assembly Bill No. 1646

Assembly Bill No. 1647

Assembly Bill No. 1649

Assembly Bill No. 1650

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 327—An act to amend Sections 5254 and 5255 of the Streets and Highways Code, relating to bonds of contractors and remedies in case of default by contractor.

Referred to Committee on Transportation.

Assembly Bill No. 401—An act to amend Sections 1460, 1461, and 1570 of the Probate Code, relating to appointment of guardians for minors and insane and incompetent persons.

Referred to Committee on Judiciary.

Assembly Bill No. 402—An act to repeal Sections 367d and 367e of the Penal Code and to amend Section 502 of the Vehicle Code, all relating to driving a vehicle while under the influence of intoxicating liquor.

Referred to Committee on Judiciary.

Assembly Bill No. 458—An act to add Section 1024 to the Military and Veterans Code, relating to the Veterans' Home of California.

Referred to Committee on Military and Veterans Affairs.

Assembly Bill No. 618—An act to add Chapter 4 (commencing at Section 1960) to Part 7, Division 2 of, the Labor Code, relating to firefighters.

Referred to Committee on Local Government.

Assembly Bill No. 718—An act to amend Sections 9107, 9108, 9109, 9134 and 10246, and to repeal Sections 9131, 9132 and 9133 of the Government Code, relating to legislative organizations and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Rules.

Assembly Bill No. 813—An act to amend Sections 5600 and 5604 of the Business and Professions Code, relating to fees payable by architects, to take effect immediately.

Referred to Committee on Business and Professions.

Assembly Bill No. 886—An act to add Section 1582.1 to, and to amend Sections 1588, 1588.2 and 1594 of, the Labor Code, relating to employment agency licenses.

Referred to Committee on Labor.

Assembly Bill No. 887—An act to amend Section 1684 of the Labor Code, relating to farm labor contractors.

Referred to Committee on Labor.

Assembly Bill No. 896—An act to amend Section 28104 of the Government Code, relating to compensation for public service in counties of the fourth class.

Referred to Committee on Local Government.

Assembly Bill No. 944—An act to amend Section 1550.1 of the Penal Code, relating to hearings in extradition proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 1111—An act to add Article 2.5 (commencing at Section 53240) to Chapter 2 of Part 1 of Division 2 of Title 5 of the Government Code, relating to payment of the cost of repairing or replacing property of governmental employees.

Referred to Committee on Local Government.

Assembly Bill No. 1218—An act to amend Section 190.1 of the Penal Code, relating to offenses for which the penalty is death or life imprisonment.

Referred to Committee on Judiciary.

Assembly Bill No. 1301—An act to add Section 507 to the Vehicle Code, and to add Section 23118 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to driving a vehicle under the influence of liquors and drugs.

Referred to Committee on Judiciary.

Assembly Bill No. 1452—An act to add Section 25509 to the Government Code, relating to purchasing agent's stores account.

Referred to Committee on Local Government.

Assembly Bill No. 1644—An act to amend Section 5504 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to qualifications of teachers conducting high school courses in the elementary schools.

Referred to Committee on Education.

Assembly Bill No. 1645—An act to amend Section 943 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Referred to Committee on Elections.

Assembly Bill No. 1646—An act to amend Section 960 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Referred to Committee on Elections.

Assembly Bill No. 1647—An act to amend Section 5403 of, and to repeal Section 5404 of, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to postgraduate courses of study in elementary schools.

Referred to Committee on Education.

Assembly Bill No. 1649—An act to amend Section 5662 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the disposition of tax receipts for support of high school and unified school districts.

Referred to Committee on Local Government.

Assembly Bill No. 1650—An act to amend Section 5611 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to tuition payments for interdistrict attendance of school pupils.

Referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 217 - An act to amend Sections 28816 and 28958 of, to add Section 29126.1 to, and to repeal Section 28972 of, the Public Utilities Code, and to amend Sections 15771 and 16158 of, to add Section 16456.1 to, and to repeal Section 16182 of, the Public Districts Code, relating to the San Francisco Bay Area Rapid Transit District;

And reports that the same has been correctly enrolled, and presented to the Governor on the third day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 108

Senate Bill No. 521

Senate Bill No. 273

Senate Bill No. 727

Senate Bill No. 394

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 99

Senate Bill No. 457

Senate Bill No. 163

Senate Bill No. 461

Senate Bill No. 167

Senate Bill No. 463

Senate Bill No. 216

Senate Bill No. 540

Senate Bill No. 274

Senate Bill No. 593

Senate Bill No. 300

Senate Bill No. 596

Senate Bill No. 321

Senate Bill No. 648

Senate Bill No. 326

Senate Bill No. 684

Senate Bill No. 360

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 691

Senate Bill No. 854

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Public Utilities

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Assembly Bill No. 672

Assembly Bill No. 1073

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred: Senate Resolution No. 62

Has had the same under consideration, and reports the same back with the recommendation: Be adopted, and send to Consent Calendar.

BERRY, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred: Senate Bill No. 788

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

BERRY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred: Senate Bill No. 233

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and send to Consent Calendar.

BERRY, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 10

Senate Bill No. 834

Senate Bill No. 11

Assembly Bill No. 176

Senate Bill No. 637

Assembly Bill No. 1062

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred: Senate Bill No. 170

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and be re-referred to the Committee on Finance.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 658

Senate Bill No. 877

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred: Senate Bill No. 363

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Bill No. 714

Assembly Bill No. 842

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 741

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 771

Has had the same under consideration, and reports the same back with the recommendation: Do pass and to Consent Calendar.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 697

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 3, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 171

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Chief Assistant Secretary Lachlan M. Richards at the Desk**Committee on Rules**

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Joint Resolution No. 14

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

BURNS, Chairman

Above reported resolution ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 439

Assembly Bill No. 598

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 994

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 994

Senator Byrne moved that Senate Bill No. 994 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 994—An act to amend Sections 490 and 500 of the Agricultural Code, relating to milk and milk products.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 1, strike out "established", and insert "establish".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, line 30, after "milk," add to the stricken part of the section "[or for any single milk products plant processing]".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Assembly Bill No. 686

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 686

Senator Johnson moved that Assembly Bill No. 686 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 686—An act to add Sections 16906 and 17050.5 to the Business and Professions Code, relating to trading stamps.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, after "device," insert "given in connection with a cash sale".

Amendment No. 2

On page 1, line 17, after "device," insert "given in connection with a cash sale".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Fish and Game**

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Senate Bill No. 76

Reports the same back with the author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 76

Senator Shaw moved that Senate Bill No. 76 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 76—An act to add Chapter 6 (commencing at Section 1600) to Division 2 of the Fish and Game Code, relating to the Prado Dam Recreational Area and providing for its acquisition and management.

Bill read second time.

Motion to Amend

Senator Shaw moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, after "management", insert ", and making an appropriation".

Amendment No. 2

On page 1, strike out lines 8 and 9.

Amendment No. 3

On page 1, line 10, strike out "(b)", and insert "(a)".

Amendment No. 4

On page 1, line 12, strike out "(c)", and insert "(b)".

Amendment No. 5

On page 1, strike out lines 17 to 19, inclusive, and insert "recreational purposes as to which the department, with respect to hunting and fishing, and the Counties of San Bernardino and Riverside, with respect to other activities, determine the area or any part thereof as adaptable."

Amendment No. 6

On page 1, line 20, strike out "(d)", and insert "(c)".

Amendment No. 7

On page 2, between lines 11 and 12, insert

"1602. It is intended that water shall be imported for the recreational purposes of this chapter, which water will contribute to that available for downstream uses. It is further intended that the department shall not provide fishing activities until

such time as water is made available in such a manner and in such quantities so as not to interfere with the natural surface and ground water supply of Orange County."

Amendment No. 8

On page 2, strike out line 12, and insert
"1603. The department shall forth".

Amendment No. 9

On page 2, line 16, strike out "and the division".

Amendment No. 10

On page 2, strike out lines 19 to 22, inclusive, and insert "and the department is authorized to purchase such property or such rights."

Amendment No. 11

On page 2, strike out lines 23 to 32, inclusive, and insert

"1604. The department shall manage and operate all hunting and fishing activities within the area. The department is hereby authorized to make such rules and regulations as shall be deemed necessary. With respect to the making of rules relating to activities other than fish and game management and hunting and fishing the department shall consult with the Counties of San Bernardino and Riverside. Such rules and regulations shall prohibit the sale of any alcoholic beverages in the area. As to any land owned or controlled by the United States such rules and regulations shall also contain such provisions as to the use of such land as may be required by or pursuant to federal law.

1605. The Counties of San Bernardino and Riverside shall be responsible for the operation of all recreational activities which may be developed within the area, other than hunting and fishing.

1606. The sum of ten thousand dollars (\$10,000) is hereby appropriated from the General Fund to the Department of Fish and Game to be expended by the department to carry out the purposes of this chapter. The sum of ten thousand dollars (\$10,000) shall be in addition to any funds which may be made available to the Department of Fish and Game, for the purposes of this chapter, by local governmental agencies."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Constitutional Amendment No. 13

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 13

Senator Gibson moved that Senate Constitutional Amendment No. 13 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 $\frac{1}{2}$ of Article XIII thereof, relating to the veterans' tax exemption.

Resolution read.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed measure, after "of", insert ", and adding Section 14a to,".

Amendment No. 2

On page 1, strike out lines 7 and 8, and insert "amended as follows:
First—That Section 14 of Article XIII thereof is amended to read:":

Amendment No. 3

On page 1, line 11, strike out "for at least ninety (90) days".

Amendment No. 4

On page 2, strike out lines 40 to 52, inclusive.

Amendment No. 5

On page 3, strike out lines 1 to 8, inclusive.

Amendment No. 6

On page 3, after line 22, insert

"Second—That Section 14a is added to Article XIII thereof to read:

SEC. 14a. The Legislature may exempt from taxation, in whole or in part, the property, constituting a home, of every resident of this State who, by reason of his military or naval service, is qualified for the exemption provided in subdivision (a) of Section 14 of this article, without regard to any limitation contained therein on the value of property owned by such person or his wife, and who, by reason of a permanent and total service-connected disability incurred in such military or naval service due to the loss, or loss of use, as the result of amputation, ankylosis, progressive muscular dystrophies, or paralysis, of both lower extremities, such as to preclude locomotion without the aid of braces, crutches, canes, or a wheelchair, has received assistance from the Government of the United States in the acquisition of such property; except that such exemption shall not extend to more than one home nor exceed five thousand dollars (\$5,000) for any person or for any person and his spouse. This exemption shall be in lieu of the exemption provided in subdivision (a) of Section 14 of this article.

Where such totally disabled person sells or otherwise disposes of such property and thereafter acquires, with or without the assistance of the Government of the United States, any other property which such totally disabled person occupies habitually as a home, the exemption allowed pursuant to the first paragraph of this section shall be allowed to such other property."

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 893

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee. .

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 893

Senator Miller moved that Senate Bill No. 893 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 893—An act to amend Sections 68540, 68540.5, and Bill read second time.

68541 of, and to add Section 68547 and 75082 to, the Government Code, relating to the assignment of judges.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "and 75082 to", and insert "75082, 75103.1, 75106.5, and 75109 to, and to add Article 3.6 (commencing at Section 75075) to Chapter 11, Title 8 of".

Amendment No. 2

In line 3 of the title, strike out "the assignment of".

Amendment No. 3

On page 3, after line 7, insert

"SEC. 6. Article 3.6 is added to Chapter 11 of Title 8 of said code, to read:

Article 3.6. Benefits payable

75075. Any judge hereafter retiring pursuant to the provisions of Section 75025 or Section 75060 may elect to receive the benefits accorded by this article (a) if he retires prior to attaining the age of 70 years, or (b) regardless of age at retirement, if he is a judge on the effective date of this article and (1) retires within five years after said effective date or (2) if not eligible to retire within said five-year period, he retires within two years after he attains eligibility.

Election to receive the benefits accorded by this article is made by filing written notice thereof with the Secretary of State at or prior to retirement.

75076. A judge who qualifies, as prescribed in Section 75075, to receive the benefits accorded by this article shall receive a retirement allowance equal to 65 percent of the salary payable, at the time payment of the allowance falls due, to the judge holding the judicial office to which he was last elected or appointed; except that if upon retirement a judge has received credit for 20 or more years of service rendered prior to the expiration of the time within which the judge is eligible to elect to receive the benefits accorded by this article and for which he has contributed to the Judges' Retirement Fund his retirement allowance shall equal 75 percent of such salary. If he retires pursuant to Section 75025, the allowance is payable during the remainder of his life; if pursuant to Section 75060, it is payable as provided in Section 75060.6.

75077. The surviving spouse of a judge who qualifies, as prescribed in Section 75075, to receive the benefits accorded by this article and who dies during retirement shall receive, until death or remarriage, an allowance equal to one-half of the retirement allowance that would be payable to the judge were he living and receiving the benefits accorded by this article. In such a case no payment shall be made pursuant to Section 75104.5.

75078. The allowance to the judge and to his surviving spouse under this article shall be paid by the State at the times and in the manner provided for the payment of salaries of justices of the Supreme Court.

75079. When a judge elects and becomes entitled to receive benefits accorded by this article he does not have the right to select an optional settlement under the provisions of Article 3.5 of this chapter.

Sec. 7. Section 75103.1 is added to said code, to read:

75103.1. The Legislature reserves the right to increase the rates of contribution prescribed by Sections 75101 to 75103, inclusive, in such amounts as it may find appropriate.

Sec. 8. Section 75106.5 is added to said code, to read:

75106.5. A retired judge or the surviving spouse of a judge, entitled to receive an allowance under the provisions of this chapter, may authorize deductions to be made from the allowance, in accordance with regulations established for the payment of group insurance premiums and other premiums provided for under the provisions of Section 1156 of this code.

Sec. 9. Section 75109 is added to said code, to read:

75109. If the Controller determines that there has been an overpayment of contributions or that any amount not required to be paid under this chapter has been paid by a judge, the Controller shall refund the amount of the overpayment or excess payment to the judge. So much money as may be necessary is hereby appropriated from the Judges' Retirement Fund for the purpose of making refunds under this section."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Concurrent Resolution No. 47

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE CONCURRENT RESOLUTION NO. 47

Senator Erhart moved that Senate Concurrent Resolution No. 47 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Concurrent Resolution No. 47—Relative to the study of a state highway route.

Resolution read.

Motion to Amend

Senator Erhart moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 7, of the printed measure, after "Legislature", insert "not later than".

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 864

Assembly Bill No. 218

Assembly Constitutional Amendment No. 21

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 864

Senator Beard moved that Senate Bill No. 864 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 864—An act to amend Section 8991 of the Revenue and Taxation Code, relating to liens under the Use Fuel Tax.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 8991", and insert "Sections 8991 and 8994".

Amendment No. 2

On page 1, line 6, strike out "other".

Amendment No. 3

On page 1, strike out lines 7, 8, and 9, and insert "SEC. 2. Section 8994 of said code is amended to read: 8994. The lien as to the tax and interest, but exclusive of penalties, upon personal property is paramount to all private liens or encumbrances of whatever character, and to the rights of any conditional vendor or any other holder of the legal title, in or to any motor vehicle which is operated in this State through the use of fuel taxable under this part."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

MOTION TO AMEND ASSEMBLY BILL NO. 218

Senator Dilworth moved that Assembly Bill No. 218 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 218—An act to add Chapter 1.5 (commencing at Section 17261) to Division 14 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to property valuations for the purpose of allocating money to school districts, and the adjustment of school district tax rates as a result thereof.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Assembly February 18, 1959, strike out "The State Board of Equalization", and insert "With respect to locally assessed property, the State Director of Finance".

Amendment No. 2

On page 1, line 14, strike out "board", and insert "Director of Finance".

Amendment No. 3

On page 1, line 16, strike out "and".

Amendment No. 4

On page 1, line 17, strike out "by the State Board of Equalization. It", and insert ". He".

Amendment No. 5

On page 1, line 17, after "also", insert "periodically".

Amendment No. 6

On page 1, line 18, strike out "the", and insert "each".

Amendment No. 7

On page 1, lines 18, 19, 20, and 21, strike out "compiled by appraisers competent to determine accurately the market value of the property. Such data shall relate to representative samples of property in each county".

Amendment No. 8

On page 1, line 22, strike out "cross section", and insert "sample".

Amendment No. 9

On page 1, line 22, after "the", insert "locally assessable".

Amendment No. 10

On page 1, line 23, strike out "both as to the classes of property enumerated".

Amendment No. 11

On page 2, lines 1 and 2, strike out "and their location and so far as possible such representative samples shall be taken", and insert "and so far as possible within the appropriation made available therefor,".

Amendment No. 12

On page 2, line 2, after the period, insert "Such sales and appraisal data may relate to the market value of the properties in the sample on a lien date prior to the lien date of the current roll. If they relate to the value of the properties on a prior lien date, the market value of all assessable tangible property in the county on the lien date for taxes due in the fiscal year for which the determination is made shall be estimated by reference to the value of all such property on the prior lien date, together with any change in school enrollment, retail sales, wage payments or other factors reasonably indicative of growth or deterioration of the economy of the county that may have occurred since such prior lien date."

Amendment No. 13

On page 2, line 4, strike out "Board of Equalization", and insert "Director of Finance".

Amendment No. 14

On page 2, line 4, after "shall", insert "with respect to locally assessed property,".

Amendment No. 15

On page 2, line 11, strike out "Board of Equalization", and insert "Director of Finance".

Amendment No. 16

On page 2, line 15, strike out "board", and insert "State Director of Finance".

Amendment No. 17

On page 2, line 17, strike out "board", and insert "State Director of Finance".

Amendment No. 18

On page 2, line 25, strike out "board's", and insert "director's".

Amendment No. 19

On page 2, line 26, strike out "it", and insert "he".

Amendment No. 20

On page 2, line 26, strike out "its", and insert "his".

Amendment No. 21

On page 2, line 27, strike out "Its", and insert "His".

Amendment No. 22

On page 2, lines 30 and 31, strike out "Board of Equalization", and insert "Director of Finance".

Amendment No. 23

On page 2, line 31, after "assessor", insert "or the State Board of Equalization".

Amendment No. 24

On page 2, line 32, strike out "Board of Equalization", and insert "Director of Finance".

Amendment No. 25

On page 2, line 34, strike out "Board of Equalization", and insert "Director of Finance".

Amendment No. 26

On page 2, line 35, after "assessor", insert "or the State Board of Equalization".

Amendment No. 27

On page 2, line 36, strike out "it", and insert "him".

Amendment No. 28

On page 2, line 36, strike out "its", and insert "his".

Amendment No. 29

On page 2, line 46, strike out "Board of Equalization", and insert "Director of Finance".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

MOTION TO AMEND ASSEMBLY CONSTITUTIONAL AMENDMENT NO. 21

Senator Dilworth moved that Assembly Constitutional Amendment No. 21 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 $\frac{1}{4}$ of Article XIII, relating to the exemption of property from taxation on account of military service.

Resolution read.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed measure, after the first "of", insert "and", adding Section 1 $\frac{1}{4}$ a to,".

Amendment No. 2

On page 1, strike out lines 7 and 8, and insert "amended as follows:

First—That Section 1 $\frac{1}{4}$ of Article XIII thereof is amended to read:."

Amendment No. 3

On page 2, strike out lines 25 to 50, inclusive, and insert

"Second—That Section 1 $\frac{1}{4}$ a is added to Article XIII thereof to read:

SEC. 1 $\frac{1}{4}$ a. The Legislature may exempt from taxation, in whole or in part, the property, constituting a home, of every resident of this State who, by reason of his military or naval service, is qualified for the exemption provided in Section 1 $\frac{1}{4}$ of this article, without regard to any limitation contained therein on the value of property owned by such person or his wife, and who, by reason of a permanent and total service-connected disability incurred in such military or naval service due to the loss, or loss of use, as the result of amputation, ankylosis, progressive muscular dystrophies, or paralysis, of both lower extremities, such as to preclude locomotion without the aid of braces, crutches, canes, or a wheelchair, has received assistance

from the Government of the United States in the acquisition of such property; except that such exemption shall not extend to more than one home nor exceed five thousand dollars (\$5,000) for any person or for any person and his spouse. This exemption shall be in lieu of the exemption provided in Section 14 of this article.

Where such totally disabled person sells or otherwise disposes of such property and thereafter acquires, with or without the assistance of the Government of the United States, any other property which such totally disabled person occupies habitually as a home, the exemption allowed pursuant to the first paragraph of this section shall be allowed to such other property."

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Revenue and Taxation.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, March 30, 1959; Tuesday, March 31, 1959; Wednesday, April 1, 1959; Thursday, April 2, 1959; and Friday, April 3, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Dolwig:

Senate Resolution No. 74

Relative to the passing of Martin Poss

WHEREAS, The passing of Martin A. Poss on March 15, 1959, marked the end of a career of distinguished public service to San Mateo County; and

WHEREAS, Martin Poss came to the City of San Mateo in 1911 as foreman for the Crocker estate and stayed to open his highly successful flower shop and nursery; and

WHEREAS, It was through his inspiration that the outstandingly successful San Mateo County Fair and Floral Fiesta came into being; and

WHEREAS, Martin Poss began his career with an appointment to the San Mateo Planning Commission in 1926 which was followed by his holding office as a San Mateo city councilman, chairman of the Selective Service Board, and as a member of the board of supervisors; now therefore, be it

Resolved by the Senate of the State of California, That the members of this body express their condolences to the family of Martin A. Poss and express their recognition of his unselfish devotion in the service of his fellow citizens; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the family of Martin A. Poss.

Resolution read, and ordered to third reading file.

By Senator Shaw:

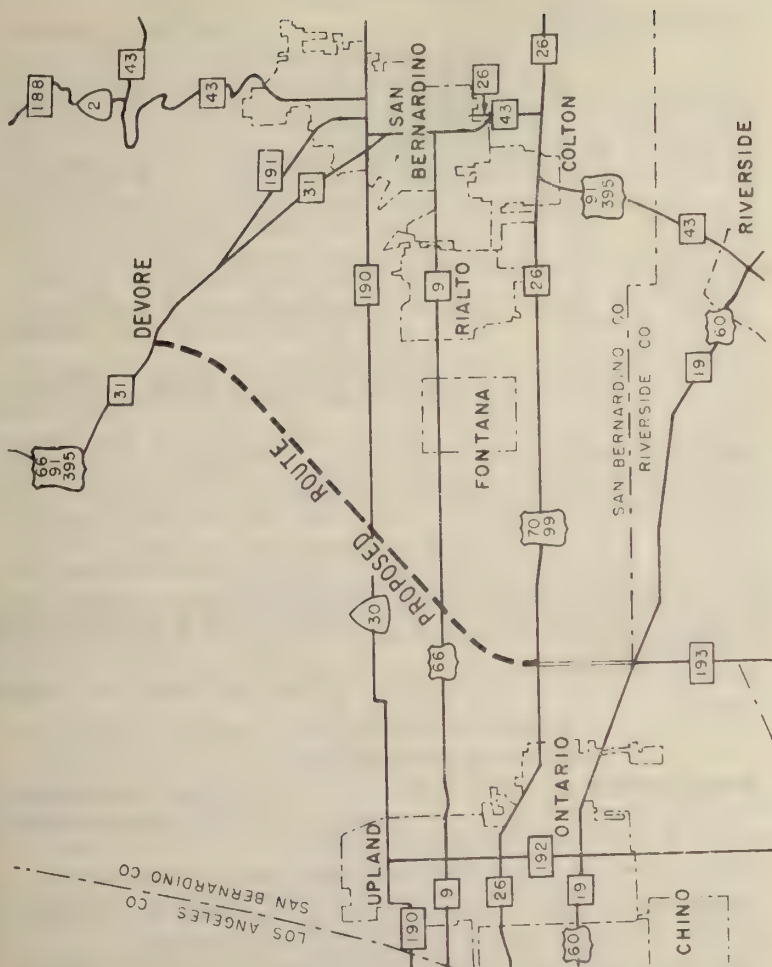
Senate Resolution No. 75

Relative to the Devore Cutoff highway route

WHEREAS, During the 1957 Regular Session the Legislature adopted Senate Concurrent Resolution No. 131 which recites the pressing need for a route linking U. S. Highways 395, 91, and 66 from the vicinity of Devore with U. S. Highways 70 and 99 east of Ontario; and

WHEREAS, Pursuant to that resolution the Department of Public Works has conducted a study for the feasible location for the so-called Devore Cutoff which indicates the unusual benefits and advantages to be derived from the adoption of such a route; and

WHEREAS, The following map best displays the route found desirable by the Department of Public Works and which generally conforms to the San Bernardino Master Plan of Highways:



; and

WHEREAS, All the facts recited by Senate Concurrent Resolution No. 131 of the 1957 Regular Session continue to be imperative and compelling reasons for the adoption and construction of the Devore Cutoff highway; now, therefore, be it

Resolved by the Senate of the State of California, That the California Highway Commission and the Department of Public Works are requested to proceed with the planning of the Devore Cutoff and that the California Highway Commission is requested to allocate funds for the construction of the Devore Cutoff at the earliest feasible moment; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the members of the California Highway Commission and to the Department of Public Works.

Resolution read, and referred to Committee on Transportation.

By Senator Thompson:

Senate Resolution No. 76

Relating to "Teacher Recognition Week"

WHEREAS, The American public school serves as the basic unit of grassroots democracy and a close bond between the community and its teachers and schools contributes to the strength of democracy; and

WHEREAS, In the daily interaction of teacher, pupil, school and community the most lasting and most vital attitudes are built as bulwarks to our democratic faith; and

WHEREAS, The outstanding successes and achievements of the teaching profession are evident in the unusual teacher contributions to the cultural and social life of the community and the nation; and

WHEREAS, The teacher is a vital member of the community, a human, sympathetic, skillful individual serving as a molders of youth and the preserver of America's heritage; and

WHEREAS, The essential nobility of the teaching profession is animated by unselfish zeal and devotion and numbers within its ranks men and women of courage, ability and vision; and

WHEREAS, The Santa Clara County School Trustees Association is directing its attention toward creating and strengthening the interest and support of the people in their teachers and schools since such interest and support is an inevitable obligation of citizens in a democracy; and

WHEREAS, In furtherance of this effort, the Santa Clara County School Trustees Association is initiating a "teacher Recognition Week" program in Santa Clara County during the week April 5-11, 1959, to provide an opportunity for every citizen to discover and to understand more fully the relationship of our schools and teachers to the values from which democracy receives its deepest meaning; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this body join with the Santa Clara County Trustees Association in proclaiming April 5-11, 1959, as "Teacher Recognition Week"; and be it further

Resolved, That the Senate approves and commends the project of the Santa Clara County School Trustees Association in this important field of teacher-community relations and pledges full and active support and participation to insure the success of this worthy program.

Resolution read, and unanimously adopted on motion of Senator Thompson.

CONSIDERATION OF DAILY FILE

SECOND READING OF SENATE BILLS

Senate Bill No. 691—An act to amend Section 20103 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the county school service fund.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 854—An act to amend Section 986.7 of the Military and Veterans Code, relating to farm and home purchases.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 774—An act to amend Section 9102 of the Government Code, relating to legislative offices.

Bill read second time.

Motion to Re-refer Senate Bill No. 774

Senator McBride moved that Senate Bill No. 774 be re-referred to Committee on Finance.

Motion carried.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 91—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of, and to amend Section 56 of, the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 3 of the printed bill, as amended in Senate March 18, 1959, strike out lines 22 and 23, and in line 24, strike out "this part", and insert "for each day's actual attendance at meetings of the commission".

Amendment No. 2

On page 3, line 37, strike out "it may deem necessary", and insert "the Legislature authorizes".

Amendment No. 3

On page 3, line 39, strike out "such attorneys", and insert "an attorney, and such".

Amendment No. 4

On page 4, after line 52, insert
"(f) None of the acts made unlawful by subsections (a) through (e) of this section shall be unlawful employment practices if the employment, membership, or service in question by its unique nature requires bona fide occupational qualifications which include any of the forbidden criteria; neither shall such acts be unlawful employment practices if such acts are based upon or required by applicable security regulations promulgated by the United States or by the State of California."

Amendment No. 5

On page 5, strike out lines 1 to 13, inclusive.

Amendment No. 6

On page 5, line 14, strike out "1422", and insert "1421".

Amendment No. 7

On page 5, line 16, strike out "accusation", and insert "complaint".

Amendment No. 8

On page 5, line 22, strike out "accusation", and insert "complaint".

Amendment No. 9

On page 5, line 25, strike out "accusation", and insert "complaint".

Amendment No. 10

On page 5, line 27, strike out "accusation", and insert "complaint".

Amendment No. 11

On page 5, strike out lines 35 to 38, inclusive, and insert
"1422. After the filing of any complaint, the chairman of the commission shall designate one of the commission's staff, to make a prompt investigation in connection therewith; and if the commission shall determine after such investigation that probable cause exists for crediting the allegations of the complaint, it shall immediately endeavor to eliminate the unlawful discriminatory practice complained of by conference, conciliation and persuasion. The members of the commission and its staff shall not disclose what has transpired in the course of such endeavors."

Amendment No. 12

On page 5, strike out lines 40 and 41, and insert "thereof if in its judgment circumstances so warrant, the commission shall cause to".

Amendment No. 13

On page 5, line 43, strike out "accusation", and insert "complaint".

Amendment No. 14

On page 5, line 45, after "named", insert "in such complaint, hereinafter referred to as respondent,".

Amendment No. 15

On page 5, line 46, strike out "accusation", and insert "complaint".

Amendment No. 16

On page 6, line 1, strike out "accusation", and insert "complaint".

Amendment No. 17

On page 6, line 2, strike out the comma, and insert a period.

Amendment No. 18

On page 6, strike out lines 3 to 7, inclusive, and insert "The endeavors at conciliation conducted under Section 1422 shall not be received in".

Amendment No. 19

On page 6, lines 50 and 51, strike out ", or who shall in any manner wilfully violate an order of the commission,".

Amendments read.

Request for a Division

Senator Miller requested a division of the amendments; that each of the 19 amendments be considered separately.

Request for a Division Withdrawn

Senator Miller withdrew his request for a division upon the request of Senator Burns, until the committee amendments were explained.

Renewal of Request for a Division

Senator Miller renewed his request for a division of the amendments; that each of the 19 amendments be considered separately.

CONSIDERATION OF AMENDMENT NO. 1**Amendment No. 1**

On page 3 of the printed bill, as amended in Senate March 18, 1959, strike out lines 22 and 23, and in line 24, strike out "this part", and insert "for each day's actual attendance at meetings of the commission".

Amendment refused adoption.

CONSIDERATION OF AMENDMENT NO. 2**Amendment No. 2**

On page 3, line 37, strike out "it may deem necessary", and insert "the Legislature authorizes".

Amendment adopted.

CONSIDERATION OF AMENDMENT NO. 3**Amendment No. 3**

On page 3, line 39, strike out "such attorneys", and insert "an attorney, and such".

Amendment adopted.

CONSIDERATION OF AMENDMENT NO. 4**Amendment No. 4**

On page 4, after line 52, insert

"(f) None of the acts made unlawful by subsections (a) through (c) of this section shall be unlawful employment practices if the employment, membership, or service in question by its unique nature requires bona fide occupational qualifications which include any of the forbidden criteria; neither shall such acts be unlawful employment practices if such acts are based upon or required by applicable security regulations promulgated by the United States or by the State of California."

Motion to Substitute

Senator Burns moved that the following amendment by Senator Miller be substituted for Amendment No. 4, submitted by the Committee on Finance.

Motion carried.

Amendment No. 4

On page 4, line 25, after "practice", insert ", unless based upon a bona fide occupational qualification, or, except where based upon applicable security regulations established by the United States or the State of California".

Amendment read, and adopted.

CONSIDERATION OF AMENDMENT NO. 5

Amendment No. 5

On page 5, strike out lines 1 to 13, inclusive.

Roll Call Demanded

Senators Burns, Grunsky, and Byrne demanded a roll call.

The roll was called and Amendment No. 5 was refused adoption by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Johnson, McCarthy, Thompson, and Williams—14.

NOES—Senators Arnold, Beard, Christensen, Cobey, Collier, Coombs, Fisher, Hollister, Holmdahl, McAtter, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Teale—23.

CONSIDERATION OF AMENDMENT NO. 6

Amendment No. 6

On page 5, line 14, strike out "1422", and insert "1421".

Amendment withdrawn.

CONSIDERATION OF AMENDMENT NO. 7

Amendment No. 7

On page 5, line 16, strike out "accusation", and insert "complaint".

Amendment adopted.

CONSIDERATION OF AMENDMENT NO. 8

Amendment No. 8

On page 5, line 22, strike out "accusation", and insert "complaint".

Amendment adopted.

CONSIDERATION OF AMENDMENT NO. 9

Amendment No. 9

On page 5, line 25, strike out "accusation", and insert "complaint".

Amendment adopted.

CONSIDERATION OF AMENDMENT NO. 10

Amendment No. 10

On page 5, line 27, strike out "accusation", and insert "complaint".

Amendment adopted.

CONSIDERATION OF AMENDMENT NO. 11

Amendment No. 11

On page 5, strike out lines 35 to 38, inclusive, and insert "1422. After the filing of any complaint, the chairman of the commission shall designate one of the commission's staff, to make a prompt investigation in connection

therewith; and if the commission shall determine after such investigation that probable cause exists for crediting the allegations of the complaint, it shall immediately endeavor to eliminate the unlawful discriminatory practice complained of by conference, conciliation and persuasion. The members of the commission and its staff shall not disclose what has transpired in the course of such endeavors."

Amendment withdrawn.

CONSIDERATION OF AMENDMENT NO. 12

Amendment No. 12

On page 5, strike out lines 40 and 41, and insert "thereof if in its judgment circumstances so warrant, the commission shall cause to".

Amendment withdrawn.

CONSIDERATION OF AMENDMENT NO. 13

Amendment No. 13

On page 5, line 43, strike out "accusation", and insert "complaint".

Motion to Substitute

Senator Miller moved that he be permitted to substitute the following amendment in place of Amendment No. 13, submitted by the Committee on Finance.

Motion carried.

Amendment No. 13

On page 5 of the printed bill, as amended in Senate March 18, 1959, strike out line 43, and insert "ten accusation, together with a copy of such complaint, as the same".

Amendment read, and adopted.

CONSIDERATION OF AMENDMENT NO. 14

Amendment No. 14

On page 5, line 45, after "named", insert "in such complaint, hereinafter referred to as respondent,".

Motion to Substitute

Senator Miller moved that he be permitted to substitute the following amendment in place of Amendment No. 14, submitted by the Committee on Finance.

Motion carried.

Amendment No. 14

On page 5, line 45, of the printed bill, as amended in Senate March 18, 1959, after "named", insert "in such accusation, hereinafter referred to as 'respondent,'".

Amendment read, and adopted.

CONSIDERATION OF AMENDMENT NO. 15

Amendment No. 15

On page 5, line 46, strike out "accusation", and insert "complaint".

Amendment withdrawn.

CONSIDERATION OF AMENDMENT NO. 16

Amendment No. 16

On page 6, line 1, strike out "accusation", and insert "complaint".

Amendment withdrawn.

CONSIDERATION OF AMENDMENT NO. 17

Amendment No. 17

On page 6, line 2, strike out the comma and insert a period.

Amendment withdrawn.

CONSIDERATION OF AMENDMENT NO. 18**Amendment No. 18**

On page 6, strike out lines 3 to 7, inclusive, and insert "The endeavors at conciliation conducted under Section 1422 shall not be received in".

Amendment withdrawn.

CONSIDERATION OF AMENDMENT NO. 19**Amendment No. 19**

On page 6, lines 50 and 51, strike out " , or who shall in any manner wilfully violate an order of the commission,".

Amendment refused adoption.

FURTHER AMENDMENT TO ASSEMBLY BILL NO. 91**Motion to Amend**

Senator McAtter moved the adoption of the following amendment :

Amendment No. 1

On page 7 of the printed bill as amended in Senate March 18, 1959, between lines 8 and 9, insert

"Nothing contained in this act shall be deemed to repeal or affect the provisions of any ordinance relating to such discrimination in effect in any city, city and county, or county at the time this act becomes effective, insofar as proceedings theretofore commenced under such ordinance or ordinances remain pending and undetermined. The respective administrative bodies then vested with the power and authority to enforce such ordinance or ordinances shall continue to have such power and authority, with no ouster or impairment of jurisdiction, until such pending proceedings are completed, but in no event beyond one year after the effective date of this act."

Amendment read.

Request for Unanimous Consent

Senator Miller asked for, and was granted, unanimous consent to have the amendment by Senator McAtter printed in the Journal, and the consideration of the said amendment continued until Assembly Bill No. 91 was printed and on third reading file.

Assembly Bill No. 91 ordered printed, and to third reading file.

MOTION TO PRINT LEGISLATIVE COUNSEL OPINIONS

Senator Collier moved that the following opinions by the Legislative Counsel, regarding Assembly Bill No. 91, be printed in the Journal.

Motion carried.

STATE OF CALIFORNIA
OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, April 4, 1959

Hon. William B. Rumford
Assembly Chamber

Fair Employment Practices—No. 11893

DEAR MR. RUMFORD :

Question

In connection with Assembly Bill No. 91 as amended on March 18, 1959, you ask whether the investigatory powers, and the powers of conciliation and persuasion, which would be vested in the Fair Employment Practice Commission proposed to be created by the terms of the bill would, insofar as the bill would permit their exercise prior to the filing of a complaint or accusation, be of unusual character or in any

way extraordinary in comparison with similar powers granted to other state agencies by statute.

Opinion

In our opinion the investigatory powers which would be vested in the Fair Employment Practice Commission under the terms of the bill, though exercisable with or without the filing of a prior complaint or accusation, are not unusual in character and would not be considered extraordinary innovations in the law. We know of only one other state agency which has powers in nature similar to those pertaining to conciliation and persuasion provided in Assembly Bill No. 91.

Analysis

Assembly Bill No. 91 would add a new part consisting of Sections 1410 to 1432 to the Labor Code to create a Fair Employment Practice Commission charged with the duty of safeguarding the right and opportunity of all persons to seek, obtain, and hold employment without discrimination or abridgment on account of race, religious creed, color, racial origin, or ancestry. The commission would be given extensive powers to carry out the purposes of the act, including the power to make determinations upon complaints alleging discrimination in employment, to hold hearings, subpoena witnesses, and compel their attendance, administer oaths, examine persons under oath, and to require the production of any books or papers relating to any matter under investigation or in question before the commission. The investigatory powers which would be granted the commission appear in Sections 1421 and 1423 which would be added to the Labor Code by the bill. Those sections read as follows:

“1421. The commission is empowered to prevent unlawful employment practices. When it shall appear to it that an unlawful employment practice may have been committed, the chairman of the commission shall designate one of the commissioners to make, with the assistance of the commission's staff, prompt investigation in connection therewith. If such commissioner determines after such investigation that further action is warranted, he shall immediately endeavor to eliminate the unlawful employment practice complained of by conference, conciliation and persuasion. The members of the commission and its staff shall not disclose what has transpired in the course of such endeavors.

1423. After the filing of any accusation, an investigation shall be made and an attempt to eliminate such practice shall be made as provided in Section 1421 unless such attempt has previously been made.

In case of failure to eliminate such practice, or in advance thereof if in the judgment of the commissioner making the investigation, circumstances warrant, the latter shall cause to be issued and served in the name of the commission, a written notice, together with a copy of such accusation, as the same may have been amended, requiring the person, employer, labor organization or employment agency named to answer the charges of such accusation at a hearing.”

These sections vest broad investigatory powers in the commission, and it is clear from examination of the sections as a whole that they

contemplate the conduct of the investigations both before and after the filing of formal accusations.

A comparison of the powers of investigation which would be granted the Fair Employment Practice Commission by the bill with comparable powers vested in other agencies of the State Government by pertinent statutory provisions indicates that for the particular purposes for which the commission would be created its powers of investigation would not be unusual or extraordinary. Without undertaking a comprehensive comparison with the powers of investigation given by law to every agency of the State Government, we believe that this can be demonstrated by examination of provisions governing the investigatory authority of a few of the prominent agencies in the administrative branch of the State Government.

Under Section 7090 of the Business and Professions Code, the registrar of contractors "may upon his own motion and shall upon the verified complaint of any person" investigate the activities of any contractor in the State. Similar powers are given to the California State Board of Architectural Examiners (Sec. 5560, B. and P. C.), the Chief, Division of Collection Agencies (Sec. 6925, B. and P. C.), the Yacht and Ship Brokers' Commission (Sec. 8950, B. and P. C.), and other regulatory bodies.

The division of Labor Law Enforcement in the Department of Industrial Relations is required, by Section 217 of the Labor Code, to "inquire diligently for any violations" of statutory provisions dealing with the time and manner of making wage payments and is empowered to institute actions for penalties prescribed by related provisions of law.

The Industrial Welfare Commission has the continuing duty under Section 1173 of the Labor Code, "to ascertain the wages paid and the hours and conditions of labor and employment in the various occupations, trades, and industries in which women and minors are employed in this State, and to investigate the comfort, health, safety and welfare of such women and minors." Under Section 1174 of the Labor Code the Industrial Welfare Commission may require submission of reports and information by employers, and commission members and employees must be given free access to any place of business or employment to enable them to secure any information or make any investigation authorized by applicable laws, and they are empowered to inspect and make excerpts from the books and records of the employers relating to the employment of women and minors. Under Section 1178 of the Labor Code, the commission is authorized, where investigation shows that women and minors are being employed for inadequate wages or for hours or under conditions of labor which are prejudicial to their health, morals or welfare, to select a wage board to take the matter under consideration and to make recommendations to the commission.

The head of any department in the State Government is authorized, by Section 11180 of the Government Code, to make investigations and prosecute actions concerning all matters relating to the business activities and subjects under the jurisdiction of the department, violations of any law, rule, or order of the department, and any other matters as may be provided by law.

In addition to the specific investigatory powers granted to state agencies under the provisions outlined above, we may note that the Public Utilities Commission is given powers of a similarly broad nature by Sections 314 and 315 of the Public Utilities Code, as well as by other provisions of law; that the Commissioner of Corporations, under Section 25350 of the Corporations Code, is given extensive powers in respect to investigation of activities of persons and firms subject to the Corporate Securities Law; and that under Section 532, Sections 1900 and following, as well as other provisions of the Financial Code, the Superintendent of Banks is given investigatory powers of the broadest character in respect to the activities of banking establishments.

On the basis of the powers given state agencies under the provisions discussed above, we believe that the investigatory powers which would be vested in the Fair Employment Practice Commission by Assembly Bill No. 91 generally, and insofar as they permit investigations prior to the filing of a formal complaint or accusations, would in no way be unusual or extraordinary in character.

With respect to the powers of conference, conciliation, and persuasion which would be vested with the commission, we have found only one state agency which has been given similar authority, and that is the Department of Industrial Relations with respect to action in labor disputes. Section 65 of the Labor Code specifies that the department may investigate and mediate labor disputes upon request of any bona fide party to the dispute, and "may proffer its services to both parties when a work stoppage is threatened and neither party requests intervention."

Very truly yours,

RALPH N. KLEPS
Legislative Counsel
By ERNEST H. KUNZI
Deputy Legislative Counsel

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, February 16, 1959

Hon. William Byron Rumford
Assembly Chamber

Fair Employment Practices (Assembly Bill No. 91)—No. 8295

DEAR MR. RUMFORD: In connection with Assembly Bill No. 91 (the fair employment practice measure), as introduced, you have asked four questions which we shall consider in series.

Question No. 1

Under Section 1421 * would the Fair Employment Practice Commission be empowered to initiate accusations on its own motion?

Opinion No. 1

In our opinion, Section 1421 would not authorize the commission to issue accusations on its own motion.

* Unless otherwise indicated, section references are to sections which would be added to the Labor Code by the bill.

Analysis No. 1

Section 1421 would empower the commission to prevent discriminatory employment practices. The chairman of the commission would be required, when it appeared to the commission that a discriminatory employment practice may have been committed, to designate a commission member to make a prompt investigation in connection therewith. The commission member would, in the event that he determined from the investigation that further action was warranted, be required to undertake immediate endeavors to eliminate the unlawful employment practice complained of by conference, conciliation or persuasion. Section 1421 read as follows:

"1421. The commission is empowered to prevent discriminatory employment practices. When it shall appear to it that a discriminatory employment practice may have been committed, the chairman of the commission shall designate one of the commissioners to make, with the assistance of the commission's staff, prompt investigation in connection therewith. If such commissioner determines after such investigation that further action is warranted, he shall immediately endeavor to eliminate the unlawful employment practice complained of by conference, conciliation and persuasion. The members of the commission and its staff shall not disclose what has transpired in the course of such endeavors."

The various sections of the bill governing the procedure to be followed by the commission in determining whether an unlawful employment practice has been committed, make it clear that such proceedings are initiated by the filing of an accusation (Sees. 1425 and 1426).

Section 1421 contains no provision expressly authorizing the commission to issue an accusation on its own motion. The only section of the bill dealing specifically with the person who may file accusations is Section 1422. That section would permit the filing of accusations with the commission by three persons or classes of persons: (1) any person claiming to be aggrieved by an alleged unlawful employment practice; (2) the Attorney General; and (3) any employer whose employees, or some of them, refuse or threaten to refuse to co-operate with the provisions of the bill. Section 1422 reads as follows:

"1422. Any person claiming to be aggrieved by an alleged unlawful employment practice may file with the commission a verified accusation in writing which shall state the name and address of the person, employer, labor organization or employment agency alleged to have committed the unlawful employment practice complained of and which shall set forth the particulars thereof and contain such other information as may be required by the commission. The Attorney General may, in like manner, make, sign and file such accusation. Any employer whose employees, or some of them, refuse or threaten to refuse to co-operate with the provisions of this part may file with the commission a verified accusation asking for assistance by conciliation or other remedial action."

In view of the specificity with which the persons who may file accusations under the bill are designated, and in the absence of any express authority vested in the commission itself to initiate such accusations, either in Section 1421 or elsewhere in the bill, it is our opinion that the commission is not authorized to issue accusations on its own motion. We believe that the first sentence of Section 1421 ("The commission is empowered to prevent discriminatory employment practices.") would be construed as no more than a general statement of the powers of the commission as exercisable under and in accordance with all of the provisions of the bill.

Question No. 2

Would either the last sentence of Section 1421, or the provisions of Section 1424, conflict with the provisions of the so-called "Secret Meeting Law" set out in Sections 54950 and 54958, inclusive, of the Government Code, relating to the conduct of meetings by public agencies?

Opinion and Analysis

The last sentence of Section 1421 would prohibit the members of the commission and its staff from disclosing what transpired in the course of endeavors to eliminate unlawful employment practices by conference, conciliation or persuasion (see Section 1421 as set out above). Section 1424 specifies that administrative hearings held under the provisions of the bill "shall be conducted, as nearly as practicable, in accordance with the Administrative Procedure Act, Chapter 5 (commencing with Section 11500) of Part 1, Division 3, Title 2 of the Government Code, and the commission shall have all the powers granted therein."

The "Secret Meeting Law" set out in Sections 54950 to 54958 of the Government Code, requires generally that meetings of certain public agencies be conducted openly. However, those provisions of law are applicable only to "local agencies," which are there defined as a county, city, city and county, town, school district, municipal corporation, district, political subdivision, or any board, commission or agency thereof, or any other local public agency" (Sec. 54951, Gov. C.).

The Fair Employment Practice Commission which would be created by Assembly Bill No. 91 would be a state governmental agency, and the "Secret Meeting Law" would clearly have no application to that body. In connection with Section 1421, it must also be noted that the bill makes no provision for secrecy in respect to administrative hearings held after issuance and service of a notice of hearing.

Question No. 3

Under Section 1430, which imposes criminal penalties for wilfully interfering with the commission or wilfully violating its orders, is an accused entitled to a trial de novo or are the findings of fact of the administrative hearing controlling?

Opinion No. 3

In our opinion the courts would not grant the accused in a criminal proceeding brought under Section 1430 a trial de novo (a new trial) on the issues covered by the final decision or order of the commission. Where it appeared that the decision or order was void because the

commission had acted beyond its jurisdiction or in a fraudulent manner or under an erroneous interpretation of law, we think the accused would be permitted to show that by way of defense.

Analysis No. 3

Section 1430 would impose criminal penalties for wilfully resisting, preventing, impeding, or interfering with any member of the commission or any of its agents or agencies in the performance of their duties, or for wilfully violating an order of the commission. The section reads as follows:

"1430. Any person who shall wilfully resist, prevent, impede or interfere with any member of the commission or any of its agents or agencies in the performance of duties pursuant to this part, or who shall in any manner wilfully violate an order of the commission, shall be guilty of a misdemeanor, punishable by imprisonment in a county jail, not exceeding six (6) months, or by a fine not exceeding five hundred dollars (\$500), or both."

A judicial proceeding under this section would, of course, be a criminal prosecution, and as such would be wholly collateral to administrative proceedings conducted under the other provisions of the bill or the direct judicial review of final orders or decisions issued in such administrative proceedings. Attempts might be made in the criminal proceedings to challenge the validity of some final order of the commission, which would pose a problem of the extent to which the proceedings giving rise to the order could be inquired into or reviewed.

The law concerning the extent to which proceedings forming the basis of a ruling or decision of an administrative body may be reviewed in collateral proceedings is unsettled. No definite rules have been established to cover all situations, and this is particularly true where the collateral proceedings are prosecutions under a statute imposing a criminal penalty for violation of administrative orders (see discussion 28 Cal. Law Rev. 129, at 165).

Generally speaking, attempts to question, in a subsequent proceeding, the conclusiveness of a prior administrative decision are rejected by the courts in the case of an agency acting in its adjudicative authority at least where the agency acted within its jurisdiction and the ground of attack asserted relates to error of facts or irregularity (42 Am. Jur. 515; 2 Cal. Jur. 2d 337). On the other hand, it has been held that an administrative determination is subject to impeachment in any kind of proceeding if the determination was not made by the agency acting in its adjudicative capacity, or in any event if the determination is invalid or void for lack of jurisdiction (42 Am. Jur. 516). Administrative determinations may be collaterally attacked where made in fraud or bad faith (73 C.J.S. 479).

There are apparently no California decisions involving an attempted collateral attack of an administrative determination under a statute making its violation a crime. In the civil cases which have arisen some principles have been established.

It is settled that the rule permitting collateral attack of administrative decisions on the basis of absence of jurisdiction does not generally apply to the decisions of the Industrial Accident Commission and the Public Utilities Commission, because of the special status accorded these agencies by the State Constitution (*Thaxter v. Finn*, 178 Cal. 270;

North Pacific S.S. Co. v. Soley, 193 Cal. 138; *Brewer v. Railroad Commission*, 190 Cal. 60). The sole remedy permitted in challenging decisions of these agencies is by direct appeal.

With respect to public bodies not accorded the status of a constitutional agency with specific adjudicatory powers, the courts are more liberal in permitting review of administrative decisions in collateral proceedings though there are limitations (*Madison v. City and County of San Francisco*, 106 Cal. App. 2d, 232). It has been indicated that the administrative tribunal's jurisdiction may be inquired into in a collateral proceeding (*Stockton v. Department of Employment*, 25 Cal. 2d 264). It has been stated, however, that where the matter of jurisdiction is a fact question upon which the administrative agency made a finding the matter is not subject to collateral attack (*People v. Los Angeles*, 133 Cal. 338; *Nelson v. Oro Loma Sanitary District*, 101 Cal. App. 2d 349). The decision of the tribunal is subject to collateral impeachment where the decision is not based upon a determination of fact but upon an erroneous conclusion of law rendering it void (*Aylward v. Board of Medical Examiners*, 31 Cal. 2d 833; chiropractic licenses cancelled without proper hearing and on the ground that they had been improperly issued originally). A review of decision will be undertaken where the board acted arbitrarily, capriciously, or fraudulently (*Saks & Co. v. City of Beverly Hills*, 107 Cal. App. 2d 260; improper procedures in revoking temporary zoning variances).

To what degree the California courts would permit the decisions and orders of the Fair Employment Practice Commission to be inquired into in a collateral criminal proceeding under Section 1430 cannot be precisely defined. That body would not, of course, have the status of constitutional agencies such as the Public Utilities Commission and the Industrial Accident Commission, and the limitations imposed upon the collateral attack of the decisions of those bodies would be inapplicable.

We can assume that the orders and decisions of the Fair Employment Practice Commission could be challenged, in a criminal proceeding under Section 1430, at least to the extent permitted in the case of the decisions of other agencies with a similar status. We believe that the courts would not, in view of the comprehensive hearing and appellate procedures provided (Secs. 1424 to 1429, inclusive), permit factual questions to be reopened in the criminal prosecution. The courts would, we think, permit the accused to show that the final order or decision upon which the prosecution is based is void because the commission acted beyond its jurisdiction or in a fraudulent manner, or under an erroneous interpretation of law.

Question No. 4

If the Fair Employment Practice Commission which would be created by Assembly Bill No. 91 were placed within the Department of Industrial Relations would the commission's powers granted under the bill be in any way restricted or curtailed by the department's rules and regulations?

Opinion No. 4

In our opinion the powers which would be granted the commission in matters pertaining to fair employment practices would be exclusive and would not be restricted or curtailed by rules or regulations adopted by the Department of Industrial Relations.

Analysis No. 4

Assembly Bill No. 91 would give the Fair Employment Practice Commission created by its provisions numerous powers including the power to prevent discriminatory employment practices, to formulate policies to effectuate the purposes of the bill, and to adopt, promulgate, amend and rescind suitable rules and regulations to carry out the provisions of the bill (see Secs. 1418, 1419, and 1421).

The general powers and duties of the Department of Industrial Relations are set out in Chapter 1 (commencing at Section 50) of Division 1 of the Labor Code, and various other special powers and duties are given that department by other provisions of the Labor Code. None of the powers and duties extend to fair employment practice matters such as those contained in Assembly Bill No. 91.

A state agency cannot, of course, adopt rules and regulations which go beyond its statutory authorization or which alter or enlarge the terms of legislative enactment (*Oddo v. Hedde*, 101 Cal. App. 2d 375; *California Employment Commission v. Kovacovich*, 27 Cal. 2d 546). Thus, insofar as authority to adopt and administer rules and regulations under the Fair Employment Practice Act would be concerned, the authority of the Fair Employment Practice Commission would be exclusive. The adoption and administration of rules and regulations by the Department of Industrial Relations, in the areas in which it is given such authority by statute, could not lawfully be such as would interfere with the execution of the fair employment practices laws, and it is our opinion that such would be the case irrespective of whether the commission were placed within the Department of Industrial Relations or not.

Very truly yours,

RALPH N. KLEPS
Legislative Counsel
By ERNEST H. KUNZI
Deputy Legislative Counsel

CONSIDERATION OF DAILY FILE (RESUMED)

SECOND READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1512—An act to amend Section 9740 of the Government Code, relating to compilation of legislative manual.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1513—An act to amend Section 9020 of the Government Code, relating to the Legislature; the members, officers, and employees thereof.

Bill read second time, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 93—Relative to Sabbath School Instructors' Week.

Resolution read second time, and ordered to Consent Calendar.

Assembly Concurrent Resolution No. 97—Relative to making additional funds available to the Legislative Audit Committee.

Resolution read second time, and ordered to Consent Calendar.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1130: By Senator Murdy—An act to add Article 8.5 (commencing at Section 31690) to Chapter 3 of Part 3 of Division 4 of Title 3 of the Government Code, relating to county employment of persons over retirement age.

Referred to Committee on Local Government.

Senate Bill No. 1131: By Senator Murdy—An act to add Section 19b to the Drainage District Act of 1903 (Chapter 291, Statutes of 1903), relating to the election of district officers.

Referred to Committee on Local Government.

Senate Bill No. 1132: By Senator Murdy—An act to amend Section 720 of the Welfare and Institutions Code, relating to juvenile courts.

Referred to Committee on Judiciary.

Senate Bill No. 1133: By Senators Dolwig, Erhart, Hollister, and Brown—An act to amend Sections 728, 730, and 3662 and to repeal Sections 452 and 731 of the Public Utilities Code, relating to rate regulation.

Referred to Committee on Public Utilities.

Senate Bill No. 1134: By Senators Dolwig, Erhart, Hollister, Brown, and Donnelly—An act to amend Section 726 of the Public Utilities Code, relating to rate regulation.

Referred to Committee on Public Utilities.

Senate Bill No. 1135: By Senator Dolwig—An act to repeal Article 4 (commencing at Section 4011) of Chapter 2 of Division 2 of the Public Utilities Code, relating to rates of city carriers.

Referred to Committee on Public Utilities.

Senate Bill No. 1136: By Senator Dolwig—An act to amend Section 28110 of the Government Code, relating to compensation for public service in a county of the tenth class.

Referred to Committee on Local Government.

Senate Bill No. 1137: By Senator Rodda—An act to add Section 11891.5 to the Public Utilities Code, relating to municipal utility districts.

Referred to Committee on Local Government.

Senate Bill No. 1138: By Senator Beard—An act to add Section 11690 to the Health and Safety Code, and to repeal Section 11689 of said code as added by Senate Bill No. 728 of the 1959 Regular Session, relating to narcotics as evidence.

Referred to Committee on Judiciary.

Senate Bill No. 1139: By Senator Shaw—An act to amend Section 14151 of the Health and Safety Code, relating to local fire districts.

Referred to Committee on Local Government.

Senate Bill No. 1140: By Senator Shaw—An act to amend Section 74265 of the Government Code, relating to municipal court reporters.

Referred to Committee on Judiciary.

Senate Bill No. 1141: By Senator Gibson—An act making an appropriation for the repair of the Sacramento River levee in the vicinity of Collinsville, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Senate Bill No. 1142: By Senator Gibson—An act to amend Sections 101, 201, 202, 1601, 2100, 2701, 2841, 3010, 4000, and 4800 of, and to add Article 7 (commencing at Section 700) to Chapter 1 of Division 2 of, the Business and Professions Code, relating to the creation of a Division of Healing Arts.

Referred to Committee on Business and Professions.

Senate Bill No. 1143: By Senators Collier and Short—An act to amend Section 533 of the Public Utilities Code, relating to safety inspection of common carriers.

Referred to Committee on Public Utilities.

Senate Bill No. 1144: By Senator McBride—An act to amend Section 6240 of the Harbors and Navigation Code, relating to port districts.

Referred to Committee on Local Government.

Senate Bill No. 1145: By Senators Hollister, Cobey, and Montgomery—An act to amend Section 1299.18 of, and to add Section 1299.19.1 to, the Agricultural Code, relating to the ginning of cotton.

Referred to Committee on Agriculture.

Senate Bill No. 1146: By Senators Hollister, Cobey, and Montgomery—An act to add Chapter 4 (commencing at Section 2800) to Part 2 of Division 1 of the Public Utilities Code, relating to regulating cotton gins and the ginning of cotton.

Referred to Committee on Agriculture.

Senate Bill No. 1147: By Senator Dolwig—An act to amend Section 20831 of, and to add Section 20831.2 to, the Government Code, relating to State Employees' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1148: By Senator Cobey—An act to add Section 1506.7 to the Welfare and Institutions Code, relating to aid to needy children.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1149: By Senator Cobey—An act to amend Section 1552.2 of the Welfare and Institutions Code, relating to the payment of aid to needy children in mismanagement cases.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1150: By Senator Cobey—An act to add Section 1550.1 to the Welfare and Institutions Code, relating to needy children.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1151: By Senator Cobey—An act to repeal Section 1508 of, and add Section 1500.1 to the Welfare and Institutions Code, relating to aid to needy children.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1152: By Senator Cobey—An act to add Section 1550.7 to the Welfare and Institutions Code, relating to aid to needy children.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1153: By Senator Cobey—An act to amend Section 1525 of the Welfare and Institutions Code, relating to needy children.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1154: By Senator Cobey—An act to add Section 1506.6 to the Welfare and Institutions Code, relating to aid to needy children.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 21: By Senator Dilworth—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 3, 4a, and 15 of Article VI, relating to the elimination of obsolete or superseded language affecting the courts of the State.

Referred to Committee on Judiciary.

Senate Constitutional Amendment No. 22: By Senator Dilworth—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 3, 5, 18 and 23 of Article IV, Sections 4.5, 17 and 22 of Article V, Section 2 of Article IX, Section 7 of Article X, Section 9 of Article XIII and Section 20 of Article XX, by repealing Section 19 of Article V, Sections 1, 2, 3, 4, 5 and 6 of Article X, Sections 3, 10, 11 and 12 of Article XXII, and by adding a new Section 3 to Article XXII, relating to the elimination of obsolete or superseded constitutional provisions affecting state officers and agencies.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 23: By Senator Dilworth—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 22 of Article IV as proposed by Resolution Chapter 184 of the Statutes of 1951 and by repealing Section 22 of Article IV as proposed by Resolution Chapter 220 of the Statutes of 1951, relating to the deletion of obsolete or superseded provisions affecting appropriations.

Referred to Committee on Governmental Efficiency.

Senate Joint Resolution No. 16: By Senator O'Sullivan—Relative to the construction of the Tehama-Colusa Canal of the Sacramento Valley Canals Project.

Referred to Committee on Water Resources.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Gibson:

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1141—An act making an appropriation for the repair of the Sacramento River Levee in the vicinity of Collinsville, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

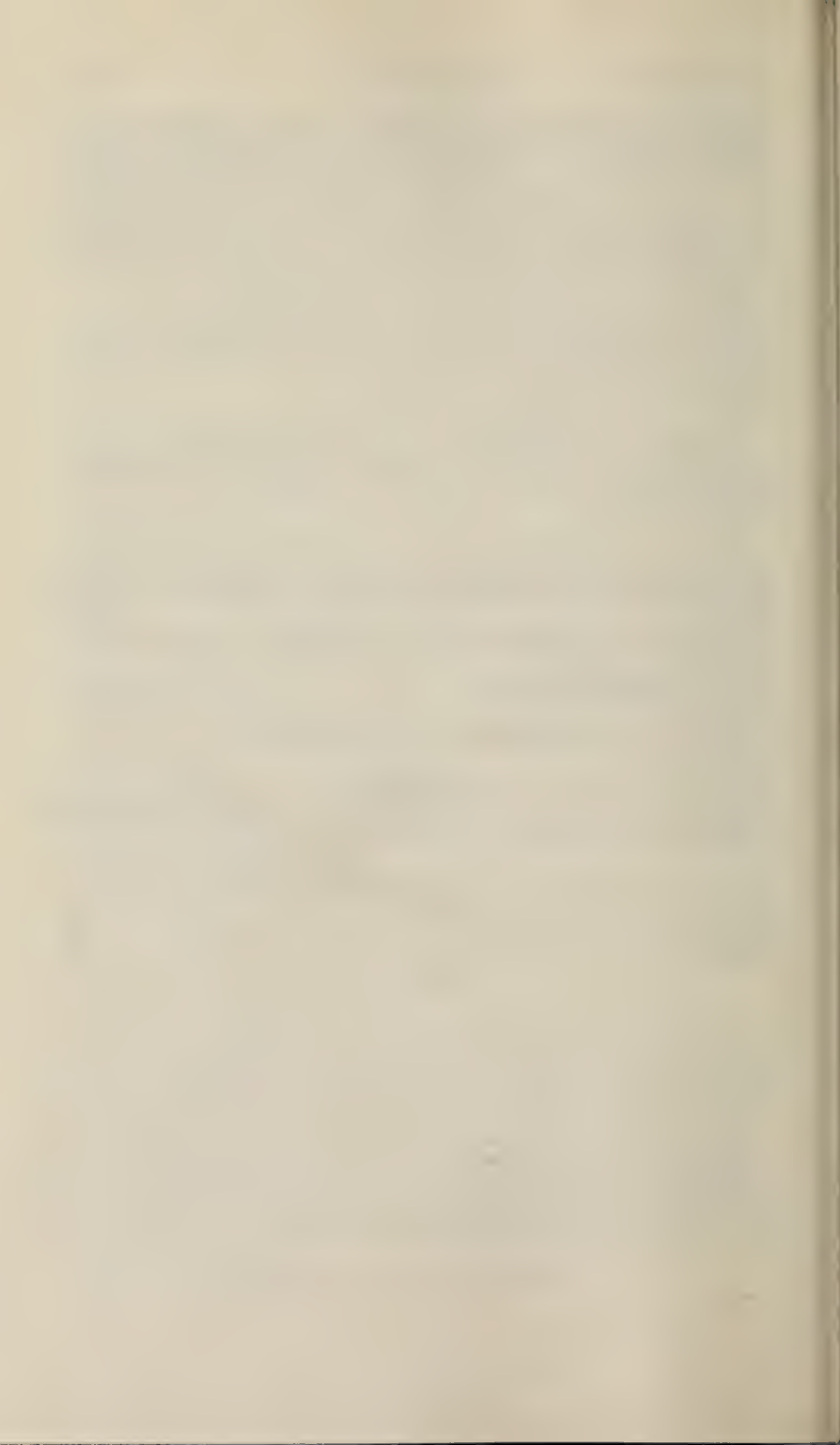
SENATOR GIBSON

Request read, and referred to Committee on Rules.

ADJOURNMENT

At 5.38 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, April 7, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

FIFTY-NINTH LEGISLATIVE DAY

SIXTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 7, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—34.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God, we would reflect upon the words of a philosopher that "only those who obey the laws are fit to make and repeal them." Since we, the people, and our elected representatives share alike in this task in this free land, may we all remember these words of wisdom as we drive upon the highways, fish in our streams, hunt for game in the mountains, and when we pay our taxes. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leave of absence for the day:

Senator Dilworth, on Motion of Senator Williams, due to illness.

Senator Farr, on motion of Senator Fisher, due to illness.

Senator Short, on motion of Senator Miller, due to illness.

Senator Murdy, on motion of Senator Burns, due to illness.

Senator Slattery, on motion of Senator Burns, due to death in the family.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mavis Berry, Mr. R. V. Mercurio, and the following students of Edwin Markham Junior High School: Carol Benevento, Sandra Beyers, Martha

Boes, Connie Brennan, Louise Burrell, Gwen Campbell, Joan Cantacessi, Martha DeVore, Katherine Fincke, Dianne Fink, Charm Fowler, Diana Fowler, Nancy Geier, Nancy Grunbaum, Jean Herley, Jackie Hinkel, Evelyn Jacobo, Sandy Kerner, Claudia Lee, Claudia McLoughlin, Marcy Magnus, Marlene Mertens, Inger Overland, Kristine Ossen, Nancy Petersen, Marie Pierce, Shelia Powell, Lynne Rickman, Juanita Rizo, Mary Robbins, Carole Rosenthal, Patsy Santos, Gayle Schmidt, Geraldine Shreve, Janet Stern, Rickey Thorne, Medina Vanella, Heidi Wagner, Vickie Wharton, Mary Wick, John Barr, Ken Berry, Oscar Burford, Larry Butler, Dick Carey, David Cormany, Don DeFrancisco, Lynn Dierks, Paul Evans, Bill Fleshman, Dave Frizzi, Ray Gibson, Dee Gustin, Brent Hardike, Rick Hilding, Alan Hunken, Steven Jensen, Dick Johnson, John Johnson, Dan Keeslar, Charles LaDuca, Bill Lancaster, David Lausten, Anthony Lima, Bob Lindley, Edwin Mabie, Rudy Melendez, Patrick Mulligan, Pat Powers, Ron Reyes, Bob Roumasset, Doug Shannon, Manuel Silveria, Bob Slater, Arnold Swanson, Ken Starback, Ron Thompson, Sam Valenti, Gerald Willecox, and Larry Williams.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Stanley Little, Mrs. Armstrong, Mrs. Martin, Mrs. Calders, Mr. Peter Byrne, Mrs. Crosslin, Mrs. Riccioli, Mrs. Teixeira, Mrs. French, Mrs. Roberts, Mrs. Woods, Mr. R. H. von der Mehden, and the following students from Byron Union School: James Abney, Rudolfo Arroyos, Cheryl Butler, Freddie Granados, Lola Long, Janice Oliveira, Verne Santos, Wendy Van Horn, Valerie Andrews, Richard Baldwin, Frank Caldera, Sharron Holt, Janice Mantelli, Ben Ramos, Joseph Teixeira, Sandra Vert, Eddie Armstrong, Larry Bellah, Floyd Crosslin, Dale Holden, Danny Ochoa, Reginald Richart, Rosemary Teixeira, Robert Woods, Rosemary Agan, Anita Cero, Margaret Geddes, Beverly Martin, Bobby Riccioli, Kathy Sharp, Mary Stephens, Homer Allen, Ann Crosslin, Danny Holloway, Ronnie Morgan, Joe Roberts, Stephen Shelton, Melody Tennant, Kathy Armstrong, Lee French, Buddy Martin, Billy O'Shaughnessy, Richard Rubio, Laurabelle Smith, and Frank Rambur.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Lewis, Mrs. Garlinghouse, Mrs. Russell, and Mr. Seely, teachers, and the following students from Glenbrook Intermediate: Beverly Baird, Carolyn Barber, Margaret Drasmel, Francine Hampton, Anne Heinemann, Sandra Hornback, Sandra Jones, Lynette McGuire, Donna Montgomery, Beckie Nicholson, Linda Pedersen, Julie Shorten, Susan Sinclair, Richard Adams, Hubert Bromma, Sheldon Brown, Tom Gunn, Harry Hugel, Walter Johnson, Bill Kirk, Shannon Lufkin, Danny McGee, Tyler Nielson, Jeff Patch, Van Switzer, Russell Thomas, Bonnie Breeze, Joy Cochran, Kelsey Cox, Linda Drablos, Joan Dyer, Connie Fachner, Nancy Hamblen, Ann Hegal, Cheryl Horning, Janice Huffman, Carole Juarez, Windelle Preston, Darlene Quigg, Linda Schellhase, Joyce Smith, Janet Twigg, Kathleen Wilding, George Arroya, Larry Barnes, Clifford Bell, Major Branzel, David Cox, David Hardesty, Clif Johnson, Rodney Ketchum, Michael Mansfield, Gary McLaughlin, Gary Richardson, Gary Rutherford, George Siegfried, David Starr, Mike Yarbrough, Barbara Armstrong, Judith Atherton, Jane Crawford, Arlene

Day, Shirley Denham, Diana Dowell, Dianne Drumiler, Kathy Ellingson, Jeanne Kerr, Kathy Kershner, Sandra McCall, Lenie Miener, Alice Murphy, Jennie Nevis, Cheryl Nielsen, Susan Petrie, Janice Simmons, Sharon Smith, Diane Sommer, Barbara Stokes, Charles Bonin, Lawrence Clark, Paul Crawford, Kenny Doeckel, Michael Hamilton, Larry Hammons, Dick Harmon, Gery Loomis, Jim Odling, Gerald Pollard, David Ricetti, Paul Riegert, Robert Strickland, Joe Trappe, SuEllen Allison, Carol Arietta, Raydean Branson, Connie Disney, Rosemary Hibel, Marian Joseph, Arlene Kuhl, Margaret Little, Nancy Ludlam, Patricia Manlove, Nancy McGinnis, Helen Merchant, Shama Mufich, Pamela Patrick, Barbara Plane, Iris Powning, Sheryl Theobald, Donna West, Leon Blackburn, Gary Ferguson, Charles Herbert, Bob Hitchcock, Dennis Hoselton, Jack Loeffler, Robert Muekey, Bob Plantz, Shelly Sack, Miles Slape, Curtis Stone, Roy Whiffield, Gary Widmer, and Kim Williams.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Gladys Small of San Diego.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Albert Eggen, Mr. Harry Searl, Mr. Maurie Hurt, and Mr. Daryl Smith, all of Hemet.

On request of Senators Thompson, Rodda, and Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. I. S. McIntyre of San Jose, Mrs. Dan Coyle of Sacramento, and Miss Louise Peterson of Hollister.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Wilbur Rogers, Clifford Hughes, Bobbie Baker, George Kite, Robert McHargue, Miltie McKaig, Willie Stewart, and Grover Fluseh.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Earl Bolton, Vice President of the University of Southern California at Los Angeles.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Leo R. Dossier of San Francisco, Mr. and Mrs. Manual Loshuertos, and Mr. and Mrs. Richard Collins.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Chuck Daniel of San Rafael.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. John Simon of Fresno.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Michael Panas of Santa Rosa.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vale Maxon

of Berkeley, Mrs. Faye Mitchell of Oakland, and Mrs. Grace Freudenthal of Los Gatos.

On request of Senator Richards and Pat Rollins, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Cline Koon of Temple City and Mr. Lewis Gerkey of Palos Verdes.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Sperry, director of Pioneer Memorial Hospital, Brawley.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Bray, Mr. Lorber, Mr. Rosendahl, and the following students of Calaroga School in Hayward: Nancy Jean Ahlers, Gwen Clary, Harry Clyde, Roy Curnow, Rita Darbison, William Drinkward, Donald Farkas, Harold Field, William Forbes, Margarita Garcia, Theresa Gibson, Judy Ann Hill, Mike Klarich, Melvin Lucas, Patricia Ludwig, James McIntyre, John Medford, Malvin Mowbray, Barbara Nobriga, Raul Pedrosa, Dennis Perriera, Betty Reader, Lynda Sears, Michael Silva, Ralph Smith, Ernest Souza, Gail Spencer, Billy Sprague, Janet Steele, Howard Stevens, Kenneth Ulving, Robert Wilson, Linda Anderson, Noreen Ballard, Michael Barnes, Sandra Baugh, Gary Bell, Ronald Bodkin, Clark Bounds, Frances Byrd, Jo Anne Costa, David Cowden, George Crowley, Shirley Evans, Robert Gutleben, Frank Hale, Patricia Hall, Evis Hartwig, Jackie Helton, Janet Hickerson, Trudy Jeffreys, Judy Johnson, Robert King, Lewis Linn, James Malone, John Mazura, Gary Meek, Richard O'Leary, Theresa Pena, William Rhoades, Karen Shoemaker, Pamela Smith, Bonita Thissen, Gary Van Horne, Susan Yates, Carol Ambrose, Roger Anderson, Donna Bacon, William Baumgartner, Lowrie Bickford, Lowell Bingham, Penny Campagna, Frances Coker, Georgia Cole, Jannette Dahlen, Vincent Gagliardo, Tammie Gardner, Kathleen Holmes, Roger Jackson, Mary Lou Jones, Linda Lightfoot, James Marshall, Marcella Montoya, Carol Mucci, Victoria Nielson, Thomas Posephney, Mary Catherine Putkey, Diane Putman, Sheila Ramos, Shirley Ramos, E. Richard Rice, Manuel Salazar, Wayne Santos, Sandra Smith, Kathleen Tietzort, Eddie Wilbourne, and Thomas Yeomans.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Alfreda Cockrell of Birkhah, Joe MacLuec of Birkhah, and Bernice Etcharren of Lone Pine.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. William McInnis of Vallejo.

On request of Senators Cokey and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. George Kimber.

RECESS

At 3.24 p.m., on motion of Senator Holmdahl, the Senate recessed for the purpose of introducing Coach Newell and the members of the 1959 N. C. A. A. championship basketball team.

APPOINTMENT OF SPECIAL COMMITTEE

Senators Holmdahl, Richards, and Hollister were appointed as a Special Committee of escort for Coach Newell and the members of the basketball team to the rostrum. The Pom Pom Girls and Straw Hat Band from the University of California led the escort, with the band playing "That Sturdy Golden Bear." The members of the band and the Pom Pom Girls are as follows: *Pom Pom Girls* - Helen Larson, Marlene Peck, Sylvia Takeda, Irene Tekei, and Lou Vienop; *Straw Hat Band* - John Richard Aguiar, Lawrence Anderson, Hugh Barnett, Elton Butler, Robert Callwell, Sidney Chernenkoff, John Luther Dolan, William Ellsworth, Frederick Ervast, Joe Kim, Michael Plier, George Gravlee, John Hobbie, Robert Josephs, Hideo Kamimoto, David Lee, Richard Lindell, Carlo Odella, Gerald Olson, Steven Prantalos, Kim Pratt, McDonald Robinson, Harold Reynolds, Frederic Saunders, Lyle Seeband, Lawrence Strom, Grove Thomas, and Mr. James Berdahl, director.

INTRODUCTION OF GUESTS

Senator Holmdahl introduced Coach and Mrs. Newell to the Senate and the coach proceeded with a brief address in which he thanked the Senate for the opportunity of presenting the team members and mentioned that our esteemed Senator McCarthy used to play baseball with him. Coach Newell introduced the following members of the championship team: Ned Averbuck of Los Angeles, Allan Buch of Berkeley, Robert Dalton of San Leandro, Richard Doughty of Oakland, Dennis Fitzpatrick of Costa Mesa, Tandy Gillis of Long Beach, Jack Grout of Visalia, Darrall Imhoff of San Gabriel, James Langley of Salinas, Gerald Mann of San Francisco, Stanley Morrison of Fullerton, William McClintock of Berkeley, Earl Shultz of South Gate, Bernard Simpson of San Francisco, David Stafford of Concord, Wally Torkells of Inglewood, and Robert Wendell of Menlo Park.

REASSEMBLED

At 3.30 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.
Secretary J. A. Beek at the desk.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

THE CALIFORNIA STATE LIBRARY
LIBRARY-COURTS BLDG., SACRAMENTO, April 7, 1959

Hon. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento

DEAR MR. BEEK: Enclosed is an invitation to the open house of the California State Library, on April 13 from 4 p.m. to 8 p.m. in celebration of National Library Week.

I would appreciate having this invitation read as part of the communications of the day on Wednesday, April 8.

In all sincerity I do hope that Members of the Senate, their families and friends, will be able to attend.

Sincerely yours,

CARMA R. ZIMMERMAN, State Librarian

Enc.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 7, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day, passed:

Senate Bill No. 312
Senate Bill No. 600

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 7, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 1131

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Chief Assistant Secretary Lachlan M. Richards at the Desk

ASSEMBLY CHAMBER, April 7, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 824
Assembly Bill No. 1116
Assembly Bill No. 1159
Assembly Bill No. 1201
Assembly Bill No. 1226
Assembly Bill No. 1227
Assembly Bill No. 1241
Assembly Bill No. 1262
Assembly Bill No. 1274
Assembly Bill No. 1383
Assembly Bill No. 1391
Assembly Bill No. 1434

Assembly Bill No. 1449
Assembly Bill No. 1520
Assembly Bill No. 1556
Assembly Bill No. 1626
Assembly Bill No. 1628
Assembly Bill No. 1634
Assembly Bill No. 1635
Assembly Bill No. 1639
Assembly Bill No. 642
Assembly Bill No. 1172
Assembly Bill No. 1177

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 824—An act to amend Section 8304 of the Fish and Game Code, relating to abalones.

Referred to Committee on Fish and Game.

Assembly Bill No. 1116—An act to amend Sections 7493, 7660, 7670, 7675, 7852, 7916, 8126, 8128, 8147, 8148, 8149, 8191, 8307 and the heading of Article 4 (commencing at Section 7916) of Chapter 6 of Part 2 of Division 2 of the Revenue and Taxation Code, to repeal Article 5 (commencing at Section 7751) of Chapter 5 of Part 2 of Division 2 and Section 7981 of said code, and to add thereto Sections 7676, 7711.5, 8149.5 and 8404 and Articles 1.5 (commencing at Section 7861) and 2.5 (commencing at Section 7881) to Chapter 6 of Part 2 of Division 2 of said code, all relating to the motor vehicle fuel license tax.

Referred to Committee on Transportation.

Assembly Bill No. 1159—An act to amend Section 71601 of the Government Code, relating to justice courts.

Referred to Committee on Judiciary.

Assembly Bill No. 1201—An act to amend Section 75060 of the Government Code, relating to the retirement of judges.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1226—An act to amend Sections 6062, 6062a, 6063, 6063a, 6064, 6065, and 6066 of the Government Code, and Section 782 of the Probate Code, relating to publication of notice.

Referred to Committee on Judiciary.

Assembly Bill No. 1227—An act to amend Section 6021 of the Government Code, relating to newspapers of general circulation.

Referred to Committee on Judiciary.

Assembly Bill No. 1241—An act to amend Section 72622 of the Government Code, relating to the official body of judges of municipal courts established in Los Angeles County.

Referred to Committee on Local Government.

Assembly Bill No. 1262—An act to amend Section 6341 of the Business and Professions Code, relating to law libraries.

Referred to Committee on Local Government.

Assembly Bill No. 1274—An act to amend Section 8222 of the Fish and Game Code, relating to salmon.

Referred to Committee on Fish and Game.

Assembly Bill No. 1383—An act to repeal Sections 71606, 71607, 71608, and 71222 of, and to add Section 68542.5 to, the Government Code, relating to assignment of judges.

Referred to Committee on Local Government.

Assembly Bill No. 1391—An act to amend Sections 2981 and 2982 of the Civil Code, relating to conditional sales.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1434—An act to amend Sections 541.1, 585, 1405, and 1513 of the Probate Code and to add Section 6408.5 to the Financial Code, relating to deposits and investments by executors, administrators, guardians and other fiduciaries.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1449—An act to repeal Section 170.5 of the Code of Civil Procedure, relating to peremptory challenges of judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1520—An act to amend Sections 75 and 170 of the Code of Civil Procedure, and Sections 75002, 75003, and 75028 of the Government Code, relating to the assignment of judges.

Referred to Committee on Judiciary.

Assembly Bill No. 1556—An act to amend Sections 74222 and 74223 of the Government Code, relating to the salaries for clerks in the municipal court district embracing the City of Salinas.

Referred to Committee on Local Government.

Assembly Bill No. 1626—An act to repeal Section 2385 of, and to add Article 13.5 (comprising Section 2422) to, the Business and Professions Code, relating to the healing arts.

Referred to Committee on Business and Professions.

Assembly Bill No. 1628—An act to add Section 7116 to the Health and Safety Code, relating to autopsies.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1634—An act to amend Section 2216 of the Business and Professions Code, relating to the healing arts.

Referred to Committee on Business and Professions.

Assembly Bill No. 1635—An act to amend Section 2288 of the Business and Professions Code, relating to the healing arts.

Referred to Committee on Business and Professions.

Assembly Bill No. 1639—An act to amend Section 21407 of, and to add Sections 21407.5, and 21407.6 to, the Public Utilities Code, relating to the use of intoxicating liquor, and drugs by the operators of aircraft.

Referred to Committee on Public Utilities.

Assembly Bill No. 642—An act to amend Section 6301 of the Business and Professions Code, relating to boards of law library trustees.

Referred to Committee on Local Government.

Assembly Bill No. 1172—An act to add Part 13 (commencing with Section 30001) to Division 2 of the Revenue and Taxation Code, imposing a tax on tobacco and tobacco products, and making an appropriation, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1177—An act to amend Sections 17041, 17048, 17072, 17171, 17181, 17208, 17209, 17224, 17402, 17411, 17503, 17673, 17674, 17734, 17736, 17737, 17739, 17852, 17853, 18161, 18181, 18182, 18183, 18185, 18186, 18191, 18192, 18200, 18202, 18242, 18401 and 18402 of, and to add Sections 17211, 17211.5, 17212, 17213, 18151, 18152, 18162, 18187, 18188, 18189, 18190, 18090.1, 18190.2, 18204, 18205, 18206, 18207, 18208, 18209, and 18210 to, and to repeal Sections 18151 and 18152 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 166—An act to add Section 1073 to the Civil Code and to add Section 109 to the Probate Code, relating to a grant, devise or bequest to a grantor's or testator's own heirs or next of kin;

Senate Bill No. 210—An act to amend Section 3304 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to discontinuance of elementary schools in unified school districts;

Senate Bill No. 212—An act to repeal Sections 1435.4, 1435.5, 1435.6, 1435.7, 1435.8, 1435.9, 1435.10, 1435.11, 1435.12, 1435.13, 1435.14, 1435.15, 1435.16, 1435.17, 1435.18, 1435.19, 1435.22, 1435.24, 1435.25, 1435.26, 1435.27, 1435.28, 1435.29, 1435.30, 1435.31, 1435.33, 1435.37, and 1435.39 of the Probate Code, and to amend Sections 1435.1, 1435.2, 1435.3, and 1529 of said code, and to amend and renumber Sections 1435.20, 1435.21, 1435.23, 1435.32, 1435.34, 1435.35, 1435.36, and 1435.38 of said code, and to add Sections 1435.4, 1435.5, 1435.9, 1435.15, 1435.16, 1435.17, and 1435.18 to said code, and to amend Sections 172, 172a, 1242, and 1243 of the

Civil Code, and to add Section 172b to said code, relating to transfer and encumbrance of community and homestead property when a spouse is incompetent;

Senate Bill No. 327—An act to add Section 1507 to the Education Code and Section 10810 to the Education Code, as proposed by Senate Bill No. 2, relating to education;

Senate Bill No. 482—An act to amend Sections 8514, 8562, 8564, 8565, 8566, and 8651 of the Business and Professions Code, relating to structural pest control;

And reports that the same have been correctly enrolled, and presented to the Governor on the seventh day of April, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 178—An act to amend Sections 12607 and 12611 of the Business and Professions Code, relating to commodities sold in containers;

And reports that the same has been correctly enrolled, and presented to the Governor on the seventh day of April, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 29 Relative to an alternate truck route through the City of Eureka;

Senate Concurrent Resolution No. 30—Relating to the improvement of the Redwood Highway;

Senate Concurrent Resolution No. 37—Approving amendments to the charter of the City of Santa Clara, County of Santa Clara, State of California, ratified by the qualified electors of said city at an election held therein on the fourth day of November, 1958;

Senate Concurrent Resolution No. 38—Relative to congratulating and expressing appreciation to participants in the revision of the California State Education Code;

Senate Joint Resolution No. 9—Relating to scrapie disease of sheep;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the seventh day of April, 1959, at 5 p.m.

BURNS, Chairman

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 10

Senate Bill No. 637

Senate Bill No. 11

Senate Bill No. 658

Senate Bill No. 233

Senate Bill No. 771

Senate Bill No. 439

Senate Bill No. 877

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Revenue and Taxation

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 125

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 773

Senate Bill No. 868

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

MCCARTHY, Vice Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Elections

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 608

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 7.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 616

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1233

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 1234

Assembly Bill No. 1236

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 75

Senate Bill No. 753

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

MCCARTHY, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Constitutional Amendment No. 14

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 14

Senator Regan moved that Senate Constitutional Amendment No. 14 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of said State by amending Sections 1a and 8 of, and by adding Sections 1b, 1c, and 10b to, Article VI of said Constitution, relating to the administration of justice, including the manner of appointment, retirement, and removal of judges and the composition and duties of the Commission on Judicial Qualifications, Judicial Council, and State Bar.

Resolution read.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed measure, strike out "appointed", and insert "designated".

Amendment No. 2

On page 1, line 15, strike out "to sit thereon".

Amendment No. 3

On page 1, line 15, strike out "; provided, that if", and on page 2 strike out lines 1 to 15, inclusive, and insert "four members of the State Bar of California appointed by the Board of Governors of the State Bar for terms of two years, two of the first such appointees to be appointed for one year and two for two years, and one member of each house of the Legislature designated as provided by the respective house. If any judge so designated shall cease to be a judge of the court from which he is selected, his designation shall forthwith terminate. If any member of the State Bar so appointed shall cease to be a member of the State Bar, his appointment shall forthwith terminate, and the Board of Governors of the State Bar shall fill the vacancy in his unexpired term. If any member of the Legislature so designated shall cease to be a member of the house from which designated, his designation shall forthwith terminate, and a new designation shall be made in the manner provided by the respective house. The Chief Justice or Act-".

Amendment No. 4

On page 2, lines 20 and 21, strike out "those prescribed in subdivisions (6) and (7) of this section", and insert "to adopt or amend rules of practice and procedure".

Amendment No. 5

On page 5, line 52, strike out "and", and insert "and the filing of papers with and the giving of testimony before the commission shall be".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee in Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 831

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 831

Senator Collier moved that Senate Bill No. 831 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 831—An act to amend Section 12513 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the issuance of junior permits for the operation of motor-driven cycles.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "12513 of", and insert "405 of, and to add Section 12520 to,".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 405 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session is amended to read:

405. A "motor-driven cycle" is any motorcycle, including every motorscooter, with a motor which produces not to exceed five *brake* horsepower, and every bicycle with motor attached.

SEC. 2. Section 12520 is added to said code, to read:

12520. The requirements of Section 12513 notwithstanding, upon application, successful completion of tests and compliance with Sections 17700 to 17705, inclusive, the department may issue a junior permit to any person 14 years of age, but less than 16, which shall be valid for the operation of a motor-driven cycle. Such limited permit shall not be valid during darkness."

Amendment No. 3

On page 1, strike out lines 2 through 22, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 228

Senate Bill No. 614

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 228

Senator Grunsky moved that Senate Bill No. 228 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 228—An act to amend Section 1385 of the Penal Code, relating to dismissal of criminal actions.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 9 to 15, inclusive, and insert "upon noticed motion of its own or of any party and in the furtherance of justice, at any time prior to conviction by plea, verdict, or finding, order the dismissal of a complaint, indictment or information, or of any count or allegation therein, as to any or

all defendants; provided, however, that no such order may be made as to an allegation of fact which, if admitted or found to be true, would change the penalty for the crime from what the penalty would be if such fact were not alleged and admitted or proved to be true."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 614

Senator Richards moved that Senate Bill No. 614 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 614—An act to amend Sections 1050 and 1382 of, and to repeal Section 681a of, the Penal Code, relating to the time within which a criminal prosecution must be brought to trial.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 3 of the printed bill, after line 11, insert:

"If the defendant is not represented by counsel, he shall not be deemed under this section to have consented to the date for his trial unless the court has explained to him his rights under this section and the effect of his consent."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 624

Senate Bill No. 672

Senate Bill No. 740

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 740

Senator McBride moved that Senate Bill No. 740 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 740—An act to add Chapter 10.5 (commencing at Section 6960) to Division 6 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to day-care centers for mentally retarded and physically handicapped children.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "add Chapter 10.5 (commencing at Section 6960) to Division 6", and insert "amend Sections 16616

and 16618 and the heading of (Chapter 5 (commencing at Section 16601) of, and to add Article 2 (commencing at Section 16645.1) to Chapter 5 of, Division 12".

Amendment No. 2

In line 3 of the title, strike out "day-care", and insert "child care".

Amendment No. 3

On page 1, strike out line 1, and insert

"SECTION 1. The heading of Chapter 5 (commencing at Section 16601) of Division 12 of the Education Code is amended by adding Article 1, to read:

CHAPTER 5. CHILD CARE CENTERS

Article 1. Normal Child Care Centers

SEC. 2. Article 2 (commencing at Section 16645.1) is added to Chapter 5 of Division 12 of the Education Code, to read:

Article 2. Mentally Retarded and Physically Handicapped Child Care Centers

16645.1. The purpose of the Legislature in enacting this article is to determine (1) The extent of need for child care centers for physically handicapped and mentally retarded children, (2) problems encountered in their operation, (3) cost of operation, and (4) effectiveness of such centers to relieve parents to engage in work and to reduce the demand for institutional placement.

16645.2. The governing board of any school district is authorized to establish and maintain, upon the approval of the Superintendent of Public Instruction, one or more pilot child care centers for physically handicapped and mentally retarded children between 2 years and 16 years of age residing in, and in the custody of persons residing in, the district. The governing board shall determine the hours, days, and months during which the child care center is to be maintained.

16645.3. As used in this article (commencing at Section 16645.1) "parent" includes any person having legal custody of a child, and "child care center" means a child care center for mentally retarded and physically handicapped children.

16645.4. The Superintendent of Public Instruction shall establish reasonable and uniform standards for child care centers, and shall establish standards for the admission of a child. He may change the standards whenever he deems it advisable.

16645.5. A governing board maintaining a child care center may accommodate in the center children residing in another district upon such terms and under such conditions as may be agreed upon by the governing boards of both districts.

16645.6. The governing board may permit the use of, and furnish maintenance for, buildings, grounds, and equipment of the district, and may use existing administrative personnel for the purposes of this article (commencing at Section 16645.1).

16645.7. The governing board may enter into agreements with any city, county, or city and county or other public agency for the furnishing to, or use by, the governing board in carrying out the provisions of this article (commencing at Section 16645.1), of property, facilities, personnel, supplies, equipment and other necessary items, and such city, county, city and county, or other public agency is authorized to enter into such agreements.

16645.8. The governing board shall charge and collect in advance, from the person having custody of any child admitted to a child care center, a weekly fee equal to that specified in the fee schedule prescribed by the Superintendent of Public Instruction.

16645.9. The Superintendent of Public Instruction shall prepare a schedule of fees which shall be used by each school district for the charging of fees to parents. Such schedule shall not exceed twice the hourly fee established for a normal child care center. The fees shall be based on the financial status of the parents, with larger fees to be charged for children of families having lower incomes.

If the combined income of the parents having one child exceeds four hundred sixty-two dollars (\$462), or, where there is more than one child, if it exceeds four hundred sixty-two dollars (\$462) plus an additional sixty-six dollars (\$66) for each additional child, the parents shall be charged the full cost of care of the child at the center. Fees for children of parents having lower incomes shall be fixed on a sliding scale basis. If it becomes necessary for the Superintendent of Public Instruction to adjust the fee schedule, any increase shall be made first in fees charged to those in the higher income brackets. The rate of increase in fees charged for children of families of different income levels need not be uniform as between the different income levels.

The fee schedule shall, so far as reasonably possible, be established on such basis and in accordance with such principles as the Superintendent of Public Instruction may determine to insure proper administration of the child care center program and to establish uniform budgetary and accounting procedures.

16645.10. The Superintendent of Public Instruction may revise the fee schedule as necessary in order to conform with the provisions of this code. A change in the fee schedule shall become effective fifteen (15) days after notice of such change has been given by the Superintendent of Public Instruction in writing to each district maintaining a child care center.

16645.11. The Superintendent of Public Instruction shall apportion state funds to the districts in such amounts as will equal the difference between fifty-two cents (\$0.52) and the average hourly fee per child collected, but such amount shall not be less than thirteen cents (\$0.13) per hour per child or more than thirty-one cents (\$0.31) per hour per child.

16645.12. Pursuant to Sections 20501 to 21001, inclusive, the governing board of any school district maintaining a child care center may include in its budget the amount necessary to carry out its program pursuant to this article (commencing at Section 16645.1) and the board of supervisors shall levy a school district tax necessary to raise such amount. The tax shall be in addition to any other school district tax authorized by law to be levied.

Funds derived from such tax may be expended in addition to parent fees and state funds, and shall not operate to affect the operation of either the fee schedule or the formula for apportioning state funds provided for in Sections 16645.9 and 16645.11.

16645.13. The governing board shall establish in the county treasury a fund to be known as the "mentally retarded and physically handicapped child care center fund" into which shall be paid all funds received by the district for, or from the operation of, child care centers established under this article (commencing at Section 16645.1). The costs incurred in the maintenance and operation of child care centers shall be paid from the fund, except that any contributions authorized or required to be paid by the district on account of services of employees of a child care center to a retirement system shall be paid from the general fund of the district or from funds of the district derived from a special tax levied pursuant to Section 14657 or 14758 of the Education Code or Section 20532 of the Government Code.

No other funds of a district derived from the receipts of district taxes, except a district tax levied under Sections 16645.12 and 16645.16, or derived from moneys apportioned to the district for the support of the schools thereof, except state moneys expressly appropriated from the General Fund for the support of child care centers, may be expended for, or in connection with, a child care center.

16645.14. If during any fiscal year there is apportioned to the "child care center fund" more or less than the amount to which the fund was entitled, the Superintendent of Public Instruction during the next or any succeeding fiscal year shall withhold from, or add to, the apportionment during such next or succeeding year, the amount of such excess or deficiency.

16645.15. The State Department of Education is hereby authorized to accept funds from the Government of the United States and to apportion them to the governing board of such school districts as conduct child care centers which are hereby authorized to accept such funds or funds from any other source for any of the purposes of this article (commencing at Section 16645.1) and all such funds may be accepted subject to such conditions as will further the purposes of this article (commencing at Section 16645.1).

16645.16. In any county or school district in which local conditions demand or make desirable the furnishing of additional services or facilities, a school district or a county may provide, either jointly or severally, for such additional services or facilities of the child care centers established and maintained in such school district or county. Any additional services or facilities furnished pursuant to this section shall meet all of the requirements of this article (commencing at Section 16645.1). Any county desiring to provide such additional services or facilities may levy a tax to provide funds for such purpose. Pursuant to Sections 20501 to 21001, inclusive, the governing board of any school district desiring to provide such additional services or facilities may include in its budget the amount necessary therefor and the board of supervisors shall levy a school district tax necessary to raise such amount. The school district tax shall be in addition to any other school district tax authorized by law to be levied.

16645.17. The Superintendent of Public Instruction shall establish standards for the issuance of permits for persons to be employed in child care centers established under this article (commencing at Section 16645.1). Such standards may be changed from time to time, but changes therein shall not affect then valid permits issued to persons.

16645.18. The governing board shall employ in a child care center only such persons who held permits issued by the Superintendent of Public Instruction. The filing with the county superintendent of schools of a regulation of a governing board or a public health agency requiring a physical examination of persons employed in child care centers shall be deemed to be the issuance of a valid permit except for persons employed in positions pertaining to the care and guidance of children or supervision of a child care program. Each person employed by the governing board of a school district for a position requiring a permit shall, not later than 60 days after the date fixed by the governing board of the district for the commencement of his service, file with the county superintendent of schools a valid permit issued on or before said date, authorizing him to serve in the position for which he was employed, and must, not later than 60 days after the renewal thereof, file the renewed permit in the same manner.

16645.19. Each person employed by a school district in a child care center under the provisions of this article (commencing at Section 16645.1) shall be deemed for all purposes, including retirement, to be a person employed by the school district in a position not requiring certification qualifications, except that he shall not be subject to the provisions of Sections 13701 to 13756, inclusive, of this code.

16645.20. The governing board may adopt such reasonable rules and regulations governing the child care center or centers maintained by it as are not in conflict with law or the standards and regulations established for child care centers by the Superintendent of Public Instruction. The rules and regulations adopted by the governing board may include, among others, rules and regulations relating to the admission of children to, and their exclusion from, such center or centers.

16645.21. No standard, rule or regulation shall require medical examination or immunization for admission to a child care center of a child whose parent or guardian files a letter with the governing board of the school district stating that such medical examination or immunization is contrary to his or her religious beliefs, or provide for the exclusion of a child from the center because of parent or guardian having filed such a letter; provided, however, that whenever there is good cause to believe that a child is suffering from a recognized contagious or infectious disease, the child may be temporarily excluded from the center until the governing board of the school district is satisfied that any contagious or infectious disease does not exist.

16645.22. Children regularly enrolled in a child care center who are absent on account of illness or quarantine shall be considered to be in regular attendance for the number of hours per day for which they are enrolled for the purpose of reporting attendance for state apportionments, whenever the school district certifies that such absence was on account of illness or quarantine and is verified by the district in such manner as the Superintendent of Public Instruction shall require. All attendance shall be recorded and reported in accordance with the requirements of the Superintendent of Public Instruction.

16645.23. Any child care center may be discontinued at any time at the discretion of the governing board of the district upon the giving of the notice herein prescribed.

Not less than 30 days before the discontinuance of a child care center the governing board shall mail to each person having custody of a child in attendance at such child care center a notice of the intended discontinuance of the child care center and the date the discontinuance will become effective, and shall post a similar notice at the child care center.

16645.24. Any unencumbered balance remaining in a district "mentally retarded and physically handicapped child care center fund" may be deposited in the general fund of the school district one year after the discontinuance of its child care center program pursuant to Section 16645.23.

16645.25. The governing board shall insure against the liability, other than a liability which may be insured against under Division 4 of the Labor Code, imposed upon the district by any law of this State, in any insurance company authorized to do business in this State. The cost of such insurance shall be paid out of the "mentally retarded and physically handicapped child care center fund" of the district.

16645.26. An Advisory Committee on Pilot Child Care Centers for mentally retarded and physically handicapped children shall be established to aid in setting standards for admission to centers, and to advise district governing boards in the administration and operation of centers. The Advisory Committee shall consist of one member from the Department of Social Welfare to be appointed by the Director of Social Welfare, one member from the Department of Mental Health to be appointed by the Director of Mental Health, one member from the Department of Public Health to be appointed by the Director of Public Health, one member from the Department of Education to be appointed by the Director of Education, one lay member from the general public to be appointed by the Director of Education, and one member from each school district participating in the program to be appointed by the governing board of the district. The member from the Department of Education shall serve as secretary of the committee.

16645.27. The Superintendent of Public Instruction shall prepare and submit to the Legislature at the commencement of the 1961 Regular Session a report on the pilot child care centers established under this article (commencing at Section 16645.1).

SEC. 3. Section 16616 of said code is amended to read:

16616. The Superintendent of Public Instruction shall prepare a schedule of fees which shall be used by each school district for the charging of fees to parents. For parents who come within the provisions of Section 16604, the schedule shall be on a sliding scale, ranging from a lesser amount for parents within low income levels to a higher amount for higher income levels. The schedule shall provide as nearly as possible an amount equal to thirteen cents (\$0.13) per hour per child. The fee schedule shall be on an hourly basis, and shall be uniformly applied.

For parents of mentally retarded or physically handicapped children, the schedule shall be as provided in Section 16645.9.

SEC. 4. Section 16618 of said code is amended to read:
16618. The statewide average state support per hour per child shall be twenty-six cents (\$0.26).

(a) For purposes of this article (commencing at Section 16601) the Superintendent of Public Instruction shall apportion state funds to the districts using twenty-six cents (\$0.26) per hour per child. If the fees collected by any district shall for any month be less or more than thirteen cents (\$0.13) per hour per child, the amount of the apportionment shall be increased or decreased in an amount equal to the amount by which the fees collected are less or more, respectively, than thirteen cents (\$0.13) per hour per child, except that in no event shall the amount apportioned exceed thirty-one cents (\$0.31) per hour per child.

(b) For child care centers for mentally retarded and physically handicapped children, the Superintendent of Public Instruction shall apportion state funds as provided in Section 16645.11."

Amendment No. 4

On page 1, strike out lines 2 to 18, inclusive; and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 672

Senator McBride moved that Senate Bill No. 672 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 672—An act to add Chapter 9.5 (commencing at Section 6931) to Division 6 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to work experience programs for physically and mentally handicapped minors.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "work experience", and insert "occupational training".

Amendment No. 2

On page 1, line 4, strike out "WORK EXPERIENCE", and insert "OCCUPATIONAL TRAINING".

Amendment No. 3

On page 1, lines 8 and 9, strike out "work experience".

Amendment No. 4

On page 1, line 9, strike out "the", and insert "preparing".

Amendment No. 5

On page 1, line 10, strike out the period, and insert "for suitable occupations. Such programs shall provide for physically handicapped and mentally retarded minors who are unable to profit by courses of work experience education as provided in Article 4 (commencing at Section 8351) of Chapter 4 of Division 7."

Amendment No. 6

On page 1, strike out line 12 and in line 13, strike out "vision given to", and insert "may contract with sheltered workshops and other work establishments approved for supervised occupational training of".

Amendment No. 7

On page 1, strike out lines 14 and 15, and insert "minors, and reimburse such sheltered workshops and work establishments for the expenses incurred in the training of such minors."

Amendment No. 8

On page 2, line 2, strike out "work experience", and insert "occupational training".

Amendment No. 9

On page 2, line 4, strike out "Session", and insert "and 1963 Session".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 624

Senator McBride moved that Senate Bill No. 624 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 624—An act to add Chapter 11.5 (commencing at Section 7041) to Division 6 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to sheltered workshops for the disabled, and making an appropriation.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in Senate March 20, 1959, after "physical", insert "or mental".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

**WITHDRAWAL AND RE-REFERENCE OF SENATE BILLS
NOS. 625 AND 673**

Senator McBride moved that Senate Bills Nos. 625 and 673 be withdrawn from Committee on Finance, and re-referred to Committee on Education.

Motion carried.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 737

Senator McBride moved that Senate Bill No. 737 be withdrawn from Committee on Education for purpose of amendment, and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 737—An act to amend Section 250 of the Health and Safety Code, relating to physically handicapped children.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "to amend Section 250 of the Health and Safety Code."; and in line 2 strike out "relating to", and insert "making an appropriation to the State Department of Public Health for".

Amendment No. 2

On page 1, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. There is hereby appropriated to the State Department of Public Health the sum of ten thousand dollars (\$10,000) in augmentation of Item 401 of

the Budget Act of 1959 to pay the costs of diagnosis and treatment of childhood nephrosis."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 739

Senator McBride moved that Senate Bill No. 739 be withdrawn from Committee on Education for purpose of amendment, and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 739—An act to establish a pilot project for the extension of crippled children services to children suffering from epilepsy, and making an appropriation therefor.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "or two population", and insert "to three".

Amendment No. 2

On page 1, line 6, strike out "of", and insert "in".

Amendment No. 3

On page 2, line 1, after "a", insert "progress".

Amendment No. 4

On page 2, line 4, after the period, insert "This project shall terminate on June 30, 1963, and the Department of Public Health shall submit a final report on the results of its study to the Legislature on or before the thirtieth day after the commencement of the 1963 Regular Session."

Amendment No. 5

On page 2, line 5, strike out "of ninety thousand dollars (\$90,000) is", and insert "of ----- dollars (\$-----) is".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

RESOLUTIONS

The following resolution was offered:

By Senator Williams:

Senate Resolution No. 77

Congratulating California's Mother of the Year, Mrs. Lillian Mathias

WHEREAS, Mrs. Lillian Mathias of Tulare was recently honored by being named California's Mother of the Year for 1959; and

WHEREAS, Mrs. Mathias richly deserves the honor bestowed upon her for she has continuously given of her time and effort to community enterprises in addition to maintaining a home and raising a family of four; and

WHEREAS, She has devoted countless hours to the problems and development of children during her 23 years in the Parent Teachers Association, 10 years as a Cub Scout den mother, four years as a Bluebird leader, and other periods of service in the Stanford University Mothers' Club, on the Job's Daughters Council, and as a Sunday School teacher; and

WHEREAS, Despite her busy life she was able to find time to take an active part in the Tulare Woman's Club, the American Association of University Women, the Eastern Star, and the auxiliaries of the Tulare district hospital and the Tulare County Medical Society; and

WHEREAS, Her many services to her community include six years on the board of directors of Porterville State Hospital, a year spent on the Tulare County grand jury, and active participation in campaigns for state school bond issues, to name but a few; now, therefore, be it

Resolved by the Senate of the State of California, That the members extend their congratulations to Mrs. Lillian Mathias on being named California's Mother of the Year for 1959; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Mrs. Mathias.

Resolution read, and unanimously adopted on motion by Senator Williams.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Resolution No. 62—Relative to the Trussell-Winchester Adobe.

Resolution read second time, ordered to Consent Calendar.

Senate Bill No. 233—An act to repeal Chapter 4 (commencing at Section 6961) of Part 2, Division 6 of, to amend Section 6991 of, and to add Section 6996 to, the Public Resources Code, relating to state streams, lakes, and lands.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 10—An act to add Section 1241.5 to the Water Code, relating to Indian water rights.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 11—An act to add Chapter 2.5 (commencing at Section 2200) to Part 3 of Division 2 of the Water Code, relating to Indian water rights.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 637—An act to add Section 1241.7 to Water Code, relating to water appropriated for gold mining purposes.

Bill read second time.

Motion to Re-refer Senate Bill No. 637

Senator McBride moved that Senate Bill No. 637 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 834—An act to amend Section 35.5 of the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), relating to water conservation districts.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "to", insert "add Section 4.5 to, and to".

Amendment No. 2

On page 1, after the enacting clause, insert

"SECTION 1. Section 4.5 is added to the Water Conservation Act of 1927, to read: Sec. 4.5. If the board of supervisors finds that protests have been made, prior to its final determination for formation of the district, by the owners of real property

within the proposed district, the assessed valuation of which, as shown by the last equalized assessment roll, constitutes more than one-half of the total assessed value of the real property within the proposed district, the proceeding shall terminate. The board of supervisors shall order the proceeding terminated when such protests are received."

Amendment No. 3

On page 1, line 1, of the printed bill, strike out "SECTION 1.", and insert "Sec. 2."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 170—An act making an appropriation for the Santa Clara River Flood Control Project, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 20, of the printed bill, after the word "Item", strike out the under-scoring and parentheses, and insert "405(d)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 658—An act to amend Section 5006 of the Water Code, relating to the State Water Rights Board.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 877—An act to amend Section 154.5 of the Water Code, relating to the California Water Commission.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 363—An act to amend Sections 504, 509, 6816, and the title of Division 5 (commencing at Section 5001) of, to repeal Sections 504.5, 506, 506.1, 506.2, 506.6, 506.7, and Chapter 1 (commencing at Section 5001) of Division 5 of, and to add Chapter 1 (commencing at Section 5000) to Division 5 of the Public Resources Code, relating to state beaches, parks, monuments, and recreational areas, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out the first "division", and insert "divisions".

Amendment No. 2

On page 14, line 46, strike out "763", and insert "42002".

Amendment No. 3

On page 14, lines 47 and 48, strike out "Chapter 2 (commencing at Section 735) of Division 12", and insert "Sections 1802 to 1805, inclusive; Section 1808; Sections 40300 to 40310, inclusive; Sections 40500 to 40515, inclusive; and Section 40517".

Amendment No. 4

On page 15, line 9, after "Bay", insert "State".

Second Set of Amendments to Senate Bill No. 363
Amendment No. 1

On page 5, line 26, of the printed bill, strike out "conclusive", and insert "prima facie".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

Senate Bill No. 741—An act to add Section 804.2 to the Agricultural Code, relating to shipment of pears outside the State.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, strike out line 3 of the printed bill, as amended in Senate March 17, 1959, and insert

"804.2. Nothing in this chapter shall be construed to prohibit any person from transporting out of the State pears which fail to comply with the packing, container, marking or quality requirements of this chapter applicable to pears shipped for consumption as fresh pears; provided, that all such noncomplying pears so transported outside the State shall be used only for the processing, preserving or manufacturing purposes for which such pears could be used within the State. The director is hereby authorized to promulgate such rules and regulations as may be necessary to insure that all such pears so transported will be used only for such purposes, and, whenever there are no grade, quantity, size, maturity or utilization regulations or requirements for pears for processing established pursuant to a marketing program or marketing order in this State, the director is authorized to promulgate such regulations or requirements for such pears to be transported outside the State; provided, that such standards established by such regulations or requirements shall not be lower than any official standards for pears for such purposes established in the state of destination."

Amendment No. 2

On page 1, strike out lines 4 to 19, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 771—An act to amend Section 5127 of the Agricultural Code, relating to California Beef Council fees.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 697—An act making an appropriation for the Water Commission Revolving Fund for the use of the State Water Rights Board in making reimbursable determinations of water rights.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Water Commission", and insert "Water Rights Board".

Amendment No. 2

On page 1, lines 1 and 2, strike out "one hundred thousand dollars (\$100,000)", and insert "fifty thousand dollars (\$50,000)".

Amendment No. 3

On page 1, line 4, strike out "Water Commission", and insert "Water Rights Board".

Amendments read, and adopted.

Further Amendments to Senate Bill No. 697**Motion to Amend**

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, after "rights", insert "and to amend Sections 2862 and 2863 of the Water Code, relating to said fund".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 6, insert

"SEC. 2. Section 2862 of the Water Code is amended to read:

2862. All money paid to or collected by the board, as provided in this article, shall be paid, at least once each month, accompanied by a detailed statement thereof, into the Water [Commission] *Rights Board* Revolving Fund, which fund is continued in existence.

SEC. 3. Section 2863 of said code is amended to read:

2863. All or any part of the money in the Water [Commission] *Rights Board* Revolving Fund may be drawn from the State Treasury upon the approval of the Department of Finance without the submission of receipts, vouchers, or itemized statements, and used by the board in paying costs of making determinations of water rights as provided in this part."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 171—An act to add Section 12648.2 to the Water Code, relating to flood protection.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, after "12648.2 to", insert ", and to amend Section 12657 of."

Amendment No. 2

On page 1, line 7, strike out "242", and insert "272".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, after line 10, insert

"SEC. 2. Section 12657 of said code is amended to read:

12657. Except as otherwise provided in Chapters 1 and 2 of this part, the Reclamation Board shall give assurances satisfactory to the Secretary of [War] *the Army* that the local co-operation, required by Section 3 of the act of Congress approved December 22, 1944 (Public, Numbered 534, Seventy-eighth Congress, Second Session), and Section 2 of the act of Congress approved August 18, 1941 (Public, Numbered 228, Seventy-eighth Congress, First Session), will be furnished by the State in connection with the flood control projects authorized and adopted in Sections 12648, 12648.1, 12648.2, 12650, 12651, 12652, 12654, and 12656.5 and on any flood control projects

on any stream flowing into or in the Sacramento Valley or the San Joaquin Valley heretofore or hereafter approved and authorized by Congress."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 439—An act to amend Section 402.5 of the Revenue and Taxation Code, relating to the assessment of property used for agricultural, airport or recreational purposes.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 672—An act to amend Section 13241 of the Public Utilities Code and to amend Section 3835 of the Public Districts Code, relating to the maturity of bonds of municipal utility districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered to third reading.

Assembly Bill No. 1073—An act to amend Section 190 of the Streets and Highways Code, relating to the allocation of funds to grade separation projects.

Bill read second time, ordered to third reading.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered to third reading.

Assembly Bill No. 1062—An act to add Chapter 7 (commencing at Section 12900) to Part 6 of Division 6 of the Water Code, relating to development of water resources of the State.

Bill read second time, ordered to third reading.

Assembly Bill No. 714—An act to add Section 30.2 to, and to amend Section 1300.10 of, the Agricultural Code, relating to the floriculture and nursery products industries, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Assembly Bill No. 714

Senator McBride moved that Assembly Bill No. 714 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 842—An act to amend Sections 911.23, 913, 914, 914.9, and 918.1 of the Agricultural Code, relating to agricultural and vegetable seeds.

Bill read second time, ordered to third reading.

Motion to Re-refer Assembly Bill No. 842

Senator McBride moved that Assembly Bill No. 842 be re-referred to Committee on Finance.

Motion carried.

Assembly Joint Resolution No. 14—Relative to civil defense.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 through 18, inclusive, and insert "WHEREAS, The development of new methods of warfare has subjected the civilian population of the United States to increasing risks in the event of an attack on this Country; and

WHEREAS, With weapons now available an enemy nation could launch an attack on virtually any sector of the United States; and

WHEREAS, The protection and orderly relief of the civilian population in event of attack has thus become a problem that cannot be met solely by the states and local governments; and".

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 598—An act to amend Sections 134, 2921.5 and 4986 of the Revenue and Taxation Code, relating to canceling of uncollected taxes, penalties, or costs.

Bill read second time, ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 415—An act to amend Section 23905 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—30.

NOES—Senators Donnelly and Shaw—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 416—An act to amend Section 23081 and to add 23081.5 of the Business and Professions Code, relating to appeals from decisions of the Department of Alcoholic Beverage Control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—31.

NOES—Senator Shaw—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 592—An act to amend Section 575 of the Welfare and Institutions Code, relating to compensation of referees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 612—An act to amend Section 1100 of the Harbors and Navigation Code, relating to bar pilots.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 724—An act to amend Sections 8951 and 8955 of, and to add Section 6913.1 to, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to education of mentally retarded children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, Thompson, and Williams—29.

NOES—Senator Teale—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 521—An act to amend Section 27381 of the Government Code, relating to documents to be recorded.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 169—An act to amend Section 104.6 of, and to add Section 104.10 to, the Streets and Highways Code, relating to the distribution of rentals from properties held for highway purposes.

Bill read third time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 25, of the printed bill, as amended in Senate March 23, 1959, strike out "25", and insert "24".

Amendment No. 2

On page 2, after line 43, insert

"SEC. 3. It is the intention of the Legislature by this act to make 25 percent of the rents deposited in the Highway Properties Rental Fund available for the purpose of payments to the counties and for paying the costs to the Department of Public Works of certifying to the Department of Finance the amount of rentals attributable to each county and of notifying each county of the rental and location of each rental property for which rents are deposited in the fund. To this end, 24 percent is made available to the counties, leaving 1 percent available for such costs to the Department of Public Works."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 394—An act to amend Sections 26549, 26550 and 26553 of the Health and Safety Code, relating to acquisition of samples prescribed by the California Pure Foods Act.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 163—An act to amend Section 660 of the Code of Civil Procedure, relating to motions for new trials.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 167—An act to repeal Sections 2974 and 2975 of, and to add Section 2975 to, the Civil Code, relating to mortgages of personal property or crops to secure future advances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Senate Bill No. 216—An act to amend Sections 632 and 634 of the Code of Civil Procedure, relating to civil actions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—31.

NOES—Senators Christensen and Cobey—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 274—An act to add Section 10177 to the Insurance Code, to add Sections 1137, 1137.1, and 1137.2 to the Probate Code, and to amend Section 13724 of the Revenue and Taxation Code, and Section 381 of the Probate Code, relating to testamentary trusts of life insurance proceeds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cobey, Christensen, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Stiern, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 321—An act to amend Section 13106 of the Government Code, relating to quitclaiming of state-owned easements and rights-of-way.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cobey, Coombs, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 360—An act to add Section 752 to the Welfare and Institutions Code, relating to disposition of wards of the juvenile court.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Christensen, Cobey, Coombs, Dolwig, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 457—An act to amend Section 117p of the Code of Civil Procedure, relating to fees in small claims courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cobey, Coombs, Dolwig, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Rodda, Stiern, Teale, Thompson, and Williams—23.

NOES—Senators Christensen, Donnelly, Rattigan, and Richards—4.

Bill ordered transmitted to the Assembly.

Senate Bill No. 461—An act to add Chapter 5 (commencing with Section 1300) to Title 5, Part 4, Division 2 of the Civil Code, and to amend Sections 1241, 1242, 1243, and 1265 of said code, and to amend Sections 660 and 663 of the Probate Code, relating to homesteads.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Brown, Byrne, Cobey, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 463—An act to amend Section 1506 of the Penal Code, relating to appeals in habeas corpus proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 648—An act to amend Section 1505 of the Penal Code, relating to the writ of habeas corpus.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 684—An act to amend Section 170.6 of the Code of Civil Procedure, relating to disqualification of judges on the ground of prejudice.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 273—An act to add Sections 1998, 1998.1, 1998.2, 1998.3, 1998.4 and 1998.5 to the Code of Civil Procedure, relating to subpoena of hospital records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 39

Relative to World War I veterans' pension

WHEREAS, Many thousands of veterans of World War I are in dire circumstances and subjected to the indignity of public charity; now, therefore, be it

Resolved by the Senate of the State of California, That the Congress of the United States is respectfully memorialized to provide for a World War I pension, and that the Senate recommends to the Congress the program approved by the Legislative Committee of the Veterans of World War I of the United States of America; namely, that such a pension be in the amount of one hundred dollars (\$100) a month to those veterans of World War I who have attained the age of 62 years and whose

annual income is not greater than two thousand four hundred dollars (\$2,400) without dependents, or three thousand eight hundred dollars (\$3,800) with dependents, excluding social security or other pensions to which the veteran has contributed; and be it further

Resolved, That the Secretary of the Senate is hereby directed to prepare and transmit copies of this resolution to the President and Vice President of the United States, to the Speaker of the House of Representatives, and to each Senator and Representative from California in the Congress of the United States.

Resolution read, and unanimously adopted on motion of Senator Teale.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Concurrent Resolution No. 43—Relative to state employee parking facilities.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 637—An act to amend Section 3000 of the Welfare and Institutions Code, relating to aid to needy blind persons.

Bill read third time, and presented by Senator Gibson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 481—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Teale, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 482—An act to validate the organization, boundaries, acts, proceedings and bonds of public bodies, as herein defined, and to provide limitations of time within which actions may be commenced in connection therewith.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 531—An act to add Sections 4714.5 and 4831.7 to, and to amend Sections 4832 and 4832.5 of, the Health and Safety Code, relating to county sanitation districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 151—An act to amend Section 13708 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the compensation of members of school district personnel commissions.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 216—An act to amend Section 55103 of the Water Code, relating to formation of county waterworks districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 325—An act to amend Section 13672.1 of the Education Code and Section 13456 of the Education Code as proposed by Senate Bill No. 2, relating to leaves of absence of certificated employees of school districts.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—29.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 417—An act to amend Section 4902 of the Health and Safety Code, relating to sewer maintenance districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 536—An act to amend Section 6830 of the Health and Safety Code, relating to sanitary districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 543—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Stiern, Thompson, and Williams—26.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 545—An act to amend Section 6885.8 of the Health and Safety Code, relating to sanitary districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 547—An act to add Section 6801 to the Health and Safety Code, relating to sanitary districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 754—An act to amend and renumber Section 45308.1 of, and to add Sections 45308.1 and 45308.2 to, the Government Code, relating to investment of city retirement funds.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 7—An act to repeal Section 60, and to amend Section 69, of the Civil Code, relating to miscegenation.

Bill read third time, and presented by Senator McAteer.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Christensen, Cobey, Collier, Dolwig, Erhart, Fisher, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Stiern, and Thompson—24.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 91—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of, and to amend Section 56 of, the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read third time.

Motion to Amend

Senator McAteer moved the adoption of the following amendment:

Amendment No. 1

On page 7 of the printed bill as amended in Senate April 6, 1959, between lines 11 and 12, insert

"Nothing contained in this act shall be deemed to repeal or affect the provisions of any ordinance relating to such discrimination in effect in any city, city and county, or county at the time this act becomes effective, insofar as proceedings theretofore commenced under such ordinance or ordinances remain pending and undetermined. The respective administrative bodies then vested with the power and authority to enforce such ordinance or ordinances shall continue to have such power and authority, with no ouster or impairment of jurisdiction, until such pending proceedings are completed, but in no event beyond one year after the effective date of this act."

Amendment read, and adopted.

Further Amendment to Assembly Bill No. 91

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 5 of the printed bill, as amended in Senate April 6, 1959, between lines 12 and 13, insert

"Every member of the commission or its staff who discloses information in violation of the requirements of this section is guilty of a misdemeanor. Such disclosure by an employee subject to civil service shall be cause for disciplinary action under the State Civil Service Act."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

MOTIONS TO PRINT OPINIONS IN JOURNAL

Senator Cobey moved that the following opinion by the Legislative Counsel regarding judicial review be printed in the Journal.

Motion carried.

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL

SACRAMENTO, April 7, 1959

Hon. James A. Cobey
Senate Chamber

F. E. P. C.—Judicial Review—No. 12044

DEAR SENATOR COBEY: You have requested us to state what procedure would exist for judicial review of orders and decisions of the Fair Employment Practices Commission proposed by Assembly Bill No. 91, as amended in the Senate on April 6, 1959, and whether an order or decision of the commission can be stayed pending such review.

Assembly Bill No. 91, as amended, provides that hearings held by the commission shall be conducted, as nearly as practicable, in accordance with the Administrative Procedure Act, which appears in Chapter 5 (commencing at Section 11500) of Part 1 of Division 3 of Title 2 of the Government Code (proposed Section 1424 of the Labor Code). The bill further provides that every final order or decision of the commission is subject to judicial review in accordance with law (proposed Section 1428 of the Labor Code).

Judicial review of an agency order or decision under the Administrative Procedure Act may be had by filing a petition for a writ of mandate in accordance with the provisions of the Code of Civil Procedure (Gov. C., Sec. 11523). The use of the writ of mandate to review the orders and decisions of administrative agencies is expressly provided for by Section 1094.5 of the Code of Civil Procedure.

In connection with the status and effect of an administrative order or decision while it is being reviewed by the courts, subdivision (f) of Section 1094.5, provides as follows:

"(f) The court in which proceedings under this section are instituted may stay the operation of the administrative order or decision pending the judgment of the court, or until the filing of a notice of appeal from the judgment or until the expiration of the time for filing such notice whichever occurs first; provided, that no such stay shall be imposed or continued if the court is satisfied that it is against the public interest. If an appeal is taken from a

denial of the writ, the order or decision of the agency shall not be stayed except upon the order of the court to which such appeal is taken; provided that, in cases where a stay is in effect at the time of filing the notice of appeal, such stay shall be continued by operation of law for a period of twenty (20) days from the filing of such notice. If an appeal is taken from the granting of the writ, the order or decision of the agency is stayed pending the determination of the appeal unless the court to which such appeal is taken shall otherwise order. Where any final administrative order or decision is the subject of proceedings under this section, if the petition shall have been filed while the penalty imposed is in full force and effect the determination shall not be considered to have become moot in cases where the penalty imposed by the administrative agency has been completed or complied with during the pendency of such proceedings."

Under this subdivision, the court in which an order or decision is being reviewed may stay operation of the order or decision if satisfied that such stay will not be against the public interest. The court may so stay the operation of the order or decision until a judgment is issued, or until a notice of appeal is filed or the time for filing such notice expires, whichever first occurs. If the court enters judgment denying the writ of mandate, any stay must be obtained from the court to which the decision is appealed, except that any stay in effect at the time of filing the notice of appeal will be automatically continued for twenty (20) days. If the trial court grants the writ of mandate, the operation of the administrative order or decision is stayed pending final outcome of any appeal.

It is our opinion that the status and effect of the commission's orders under judicial review would be determined by whether or not a stay of operation has been obtained pursuant to this provision. The granting of the stay is, of course, largely discretionary with the trial court and will depend upon the facts in each case. If a stay were granted the continued commission of the acts during the period of the stay would not be a misdemeanor. If no stay were obtained the order or decision would be in effect and commission of the prohibited acts would constitute a crime.

Very truly yours,

RALPH N. KLEPS, Legislative Counsel
By BERNARD CZESLA, Principal Deputy

Two copies to Hon. William Byron Rumford
pursuant to Joint Rule 34.

Senator Cobey moved that the following opinion by the Legislative Counsel to Senator McAteer regarding Assembly Bill No. 91 be printed in the Journal.

Motion carried.

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
SACRAMENTO, April 7, 1959

Hon. Eugene McAteer
Senate Chamber

Assembly Bill No. 91—Fair Employment Practices—No. 12043

DEAR SENATOR McATEER: Pursuant to your request, we have prepared and enclose an amendment to Assembly Bill No. 91 which we originally prepared for you under Request No. 10724. The amendments have been adjusted to conform to Assembly Bill No. 91 as it was amended in Senate, April 6, 1959.

We would like to point out that the enclosed amendment would not, in our opinion, be unconstitutional on the ground of being special legislation. The California Constitution requires that all laws of a general nature shall have a uniform operation and prohibits the passing of special laws in all cases where a general law can be made applicable (Art. I, Secs. 11, 26; Art. IV, Sec. 25).

As the enclosed amendment is expressly made applicable to any city, city and county, or county in the State, which meets the conditions specified, we are of the opinion that the amendment would not be violative of the above articles of the Constitution.

Very truly yours,

RALPH N. KLEPS
Legislative Counsel
By RICHARD T. WILSDON
Deputy Legislative Counsel

STATEMENT BY SENATOR COBEY

I wish to state that with respect to the opinion rendered to me by the Legislative Counsel and inserted by me in the Journal of this day's proceedings with reference to Assembly Bill No. 91, that the amendments to such bill adopted this day, by this house, do not affect, in any way, the portion of said bill interpreted by said opinion.

CONSIDERATION OF DAILY FILE (RESUMED)
CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 336—An act to amend Section 10612 of the Health and Safety Code, relating to vital statistics.

Objection Raised

Senator Shaw objected to Senate Bill No. 336 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2 ordered Senate Bill No. 336 to the second reading file.

Senate Bill No. 816—An act to repeal Chapter 6 (commencing at Section 19301) of Division 14, and Sections 19566, 19567, 19569, 19573, 19575, 19578, 19605, 19622, 19652, 19653, and 19659, and to amend Sections 19576, 19595, and 19629, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Objection Raised

Senator Shaw objected to Senate Bill No. 816 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2 ordered Senate Bill No. 816 to the second reading file.

Senate Bill No. 392—An act to amend Section 28126 of the Health and Safety Code, relating to license fees for cold storage plants.

Objection Raised

Senator Shaw objected to Senate Bill No. 392 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2 ordered Senate Bill No. 392 to the second reading file.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 869—An act to add Section 25843 to the Government Code, relating to weather data.

Objection Raised

Senator Williams objected to Assembly Bill No. 869 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 869 to the second reading file.

RESOLUTIONS

The following resolution was offered:

By Senator Miller:

Senate Resolution No. 78

Relative to directing the Senate Interim Committee on Social Welfare to study and investigate problems in connection with the program for aid to needy children

WHEREAS, The cost at all levels of government of the program for aid to needy children has greatly increased in recent years; and

WHEREAS, It is essential to the consideration and enactment of appropriate legislation in this field that a statewide study be made of the several problems contributing to the increasing financial burden of this program, including such subjects as an evaluation of the California laws and benefits, trends in cases and costs, the step-father and so-called "common law" family situations, and any other area that may contribute toward the strengthening of the program and the conservation of public funds; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Interim Committee on Social Welfare is hereby authorized and directed to ascertain, study and analyze all facts relating to all phases of the program for aid to needy children and problems connected therewith, including but not limited to those set forth in the recitals of this resolution, and to report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

Resolution read, and referred to Committee on Rules.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator McAtter moved that Assembly Bill No. 393 be taken from the inactive file and placed on the second reading file.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1155: By Senator Richards—An act to amend Section 24405 of the Revenue and Taxation Code, relating to exemptions of co-operative associations from taxation under the Bank and Corporation Tax Law.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1156: By Senator Grunsky—An act to amend Sections 821.55, 822, 823.7, and 829.6 of the Agricultural Code, relating to fruit, nut, and vegetable standards.

Referred to Committee on Agriculture.

Senate Bill No. 1157: By Senator Gibson—An act to amend Section 13963 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to membership in the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1158: By Senator Gibson—An act to amend Section 5782.10 of the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

Senate Bill No. 1159: By Senator Cobey—An act to amend Section 1500 of the Welfare and Institutions Code, relating to needy children.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1160: By Senator Stiern (Co-authored by Assemblywoman Donahoe)—An act to add Section 8739.2 to the Health and Safety Code, relating to the burial of dead bodies.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1161: By Senators Arnold, Stiern, Hollister, and Erhart—An act to add Chapter 2.7 (commencing at Section 8150) to Division 1 of Title 2 of the Government Code, relating to the State Advisory Commission on Indian Affairs, and making an appropriation.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1162: By Senator Shaw—An act to amend Section 74263 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1163: By Senator Miller—An act to amend Sections 3103 and 3104 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1164: By Senators Miller, Arnold, McCarthy, Montgomery, and Collier—An act to add Section 17200 to Article 2 of Chapter 1 of Division 14 of the Education Code as enacted at the 1959 Regular Session, relating to school district accounting procedures.

Referred to Committee on Local Government.

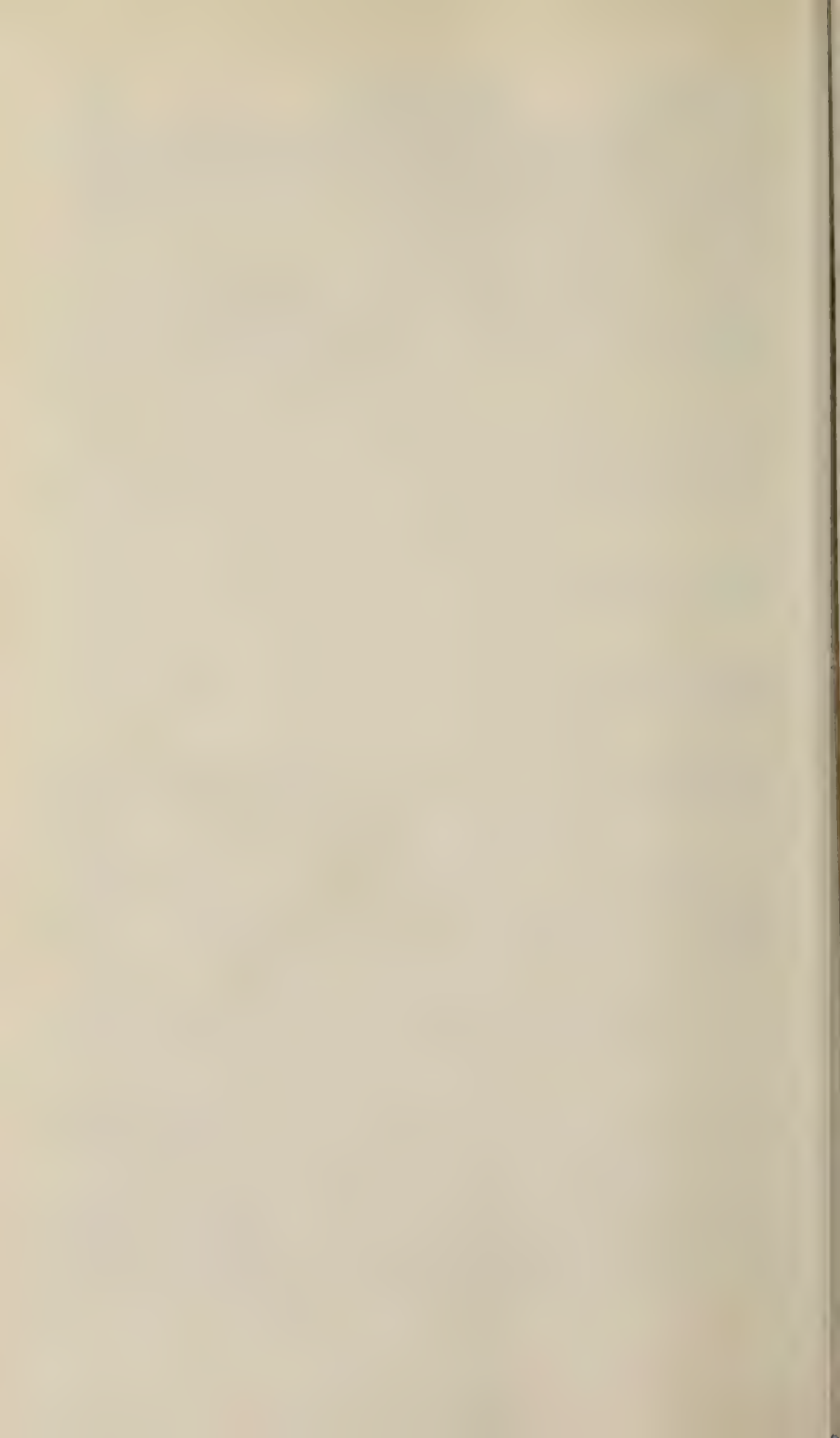
Senate Bill No. 1165: By Senators Miller, Arnold, McCarthy, Montgomery, and Collier—An act to add Section 17503.2 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the Public School System.

Referred to Committee on Education.

ADJOURNMENT

At 6 p.m., on motion of Senator Miller, the President declared the Senate adjourned until 3 p.m., Wednesday, April 8, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTIETH LEGISLATIVE DAY

SIXTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, April 8, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, in these days when the peace is so precariously in the balance, and when war can be so totally destructive, let there be constantly a prayer on our lips that the leaders of the nations may find the ways that make for peace. Grant that all may then walk in these ways, that the marvelous resources we have discovered may be used for the benefit of mankind. In the name of the Prince of Peace, we pray. AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Murdy, on motion of Senator Johnson, due to illness.

Senator Farr, on motion of Senator Burns, due to illness.

Senator Slattery, on motion of Senator Burns, due to death in the family.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson and Lieutenant Governor Anderson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Cecil Reid of San Jose.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Joseph Bonapart of Los Angeles.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Pat Epley of Yuba City.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Bernice Harris and Mrs. Delpha Hopkins of Tulare, and Mrs. Grace Davis, Mr. H. W. Charlebois, and Mr. R. A. Black of Lindsay.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lionel Wilson of Berkeley, Dr. and Mrs. Borko Nikolajevic of Belgrade, Yugoslavia, Colwyn Williams of Belfast, Ireland, Volkert Hoffmeyer of Bremerhaven, Germany, and Sueno Ikeharo of Tokyo, Japan; also the following students of the University of California at Berkeley: Richard Anthony, Gordon Baca, Robert Betzenderfer, Mrs. Nathalie Black, Lawrence Bloomer, Hubert Cavanagh, Ron Chase, Verne Close, Miss Sarah Conwill, Gerald Crump, Fredric Dunn, Edwin Elderkin, John Harris, Siegfried Hesse, Francis Lloyd, Charles Mack, John Martel, James Martin, Ralph Moore, David Nelson, James Pengilly, Thomas Porter, Joseph Purteet, Miss Roselyn Rosenfeld, Avram Salkin, S. Scheff, Dennis Scott, Charles Thissell, Howard Trapp, Donald Tronstein, Lloyd Tunik, Donald Whyte, William Wilcoxon, Earl Willens, Henry Ullerich, and James Williams.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the Reverend Grumbling, Reverend Schmidt, Reverend Banks, Reverend Brown, Reverend Lowry, and Reverend Martin.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William Walker and Jack Ritchie of Bakersfield.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Irving Joseph and Bernice Etcharren of Lone Pine, and Mrs. Alfreida Cockrell and Joe MacIver of Bishop.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert E. Henwood of Palm Springs.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kendall, Mr. Kinghorn, Mrs. Street, Mr. Costa, and the following students of Calaroga School in Hayward: Donna Adams, Ed Adams, Rudolph Alvarez, Jeanette Andrews, Thomas Blythe, Eugene Boyer, Gilbert Brown, Jerome Burkett, Louis Castillo, Mary Clarke, Roger Ernst, Ernest Frazier, Cora Gerrardo, Diane Gibson, Steven Grund, Ronald Hamann, Kathryn Heintz, Justin Johnson, William Kubran, Carl Locken, Sherry Lott, David Lower, Donald Lowman, Thomas Luque, Mary Jane Overman, Cheryl Ramos, Edith Reedy, Dennis Renkens, Barbara Shepherd, Nelson Silva, Barbara Taber, Claudia Vasquez, Dennis Williamson, Daniel Filena, Ronald Franzell, Ronald Johns,

Lana Saffold, Donna Baron, William Brakefield, Meno Bush, Harold Chapman, Donna Colvin, Hilma DeLouis, Frank Devlin, William Dickson, Ione Fletcher, Barbara Geritz, Riley Gilstrap, Claudia Gray, Irene Haines, Dale Johnson, Stephen Lemos, Bonnie Loftin, Janice McCall, Kenneth McLean, Eileen McDonald, Laurena Merrin, Sheila Preston, Walter Ragan, Stanley Rodriguez, Ginger Rogers, Agnes Salazar, Pamela Shields, Robert Shields, Sharon Shoemaker, Karen Smith, Theresa Teruel, Billye Sue Tidwell, Christine Vandergrift, Lyle Wellman, Linda Borman, Travers Cammack, Kenneth Dean Castoe, Mary Castro, Bobbie Cooper, James Crawford, Lynne Daniel, Daniel Davidson, Larry Evans, Paul Ficken, Keith Hansen, Brian Hersh, Jo Ann Hironaka, John Hollenbeck, Clifford Hughes, Kathleen Keffer, James Khoury, Judith Kintscher, George McBride, Linda McKimmie, Charlene McNamara, Claude Makin, Ralph Manders, Andrea Matala, Edward Piekarczyk, Rosemary Perrault, Sherrie Potter, Bruce Rice, Sharon Southern, Jacqueline Souza, Steven Taylor, and John Thompson.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Senator-elect Rod Cameron of Auburn.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert C. Taylor, Mr. Max W. Poehlman, Mr. A. P. Behrens, Mr. Russell Feliz, and Mr. Henry J. Soldati, all of Hillcrest Hospital in Petaluma.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vernae Rodda and Dr. Gordon S. Rodda of Sacramento.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and **Mrs. Rudy Brodnansky** of Red Bluff, and **Mrs. Mary Smith** of Sacramento.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Robbins, Jr. of Fairfield.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to **Mrs. Anita Cropter** of Martinez.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers and parents: **Mrs. Elsie Stratton**, **Mrs. Swank**, **Mrs. Carpenter**, **Mrs. O'Leary**, **Mrs. Forbiss**, **Mr. Notarangelo**, **Harry J. Kanuck**, **Mrs. Lena Beaulieu**, **Mrs. Ruth Hartbauer**, **Mrs. Georgia Leonberber**, **Mrs. Eleanor Wertman**, **Mrs. McCourt**, **Miss Pallotta**, **Mrs. Margaret Charter**, **Mrs. Sharron Fitch**, **Mrs. Lillian Cook**, **Mrs. Brigitta Dobratz**, **Mrs. Ethel Shaw**, **Louis Norberg**, **Mrs. Hurst**, **Mrs. Benson**, and **Mrs. Ray**, and the following students of the Loma Vista School, Concord: **Patsy Anderson**, **Patricia Barnes**, **Patsy Beemer**, **Jon Beers**, **Allan Bergman**, **Dan Borem**, **Paul Burfield**, **Jamie Brooke**, **Carol Carpenter**, **Michael Churchman**, **Ken Falkenstrom**, **James Flint**, **Ernest Forbess**, **Michael Garcia**, **Larry Giles**, **Martha Gonzales**, **Mary Green**, **James Guinn**, **Don Hall**, **Ron Hardwick**, **Debra Himricks**, **Douglas Horrocks**, **Judy Immel**, **Mary Lokkesmoe**, **Susan Meade**, **John Medcalf**, **Roger O'Leary**, **Sheri**

Pergrim, Judy Pollett, Chris Shearer, Richard Swank, Sharon Tackitt, Cheril Taylor, Allen Wine, Cordia Valencia, Jerry Vaughn, Barry Abono, Nancy Angelo, Lorraine Bacciglieri, Charla Banchio, Sandra Beaulieu, Richard Bloching, Janie Byrd, Vickie Cash, Linda Clary, Carol Clouse, Tom Coe, Mike Collins, Ray Davidson, Pam Dyhre, Frances Hanisch, James Hartbauer, Ted Horning, Dianna Leonberger, Stephen Lowe, Jerry Manzer, Jack Marley, Susan McCourt, Bob McLain, Jerry Pavilionis, Don Percell, Susan Recktenwald, Mike Rice, Jerry Royse, Beverly Schipper, Sharon Schmaltz, Warren Strouse, Jack Sunseri, Pauline Tappa, Dennis Taylor, Johanna Turitto, Dwayne Wertman, Dawn Whitting, Nina Bienhoff, Cheryl Brown, Richard Charter, Carla Clayton, Bryan Coles, Ken Cole, Sandy Cook, Martha Dobratz, Linda Eberle, Ingrid Geiger, David Gehringer, David Green, Ken Lattin, Ruby McFerrin, Bill Maggiora, Steve Maye, Judy Mobley, John Nelson, Daryl Pennington, Ernest Rodriguez, Carole Roley, Sandra Shaw, Bill Silva, Billy Waite, Allen Wisner, Bob Burnett, Frank Breckenridge, Myron Buzzini, Dennis Garcia, Tommy Gomez, Paul Hamel, Jack Hawk, Dennis Logie, Joe Lombardo, Jerry Novakovich, Bill Oswald, Dick Piona, Ronnie Sechler, James Spencer, Bob Van Dyke, John Vincent, David Wood, Peter Gehringer, Johnny Farmer, Susan Benson, Verva Byholt, Carol Cree, Christina Crouch, Jackie Dalton, Judy Diers, Carol Escamillo, Marietta Frument, Pamela Hurst, Nancy Loza, Pat Osborn, Joan Ray, Mardy Bubottom, and Sandra Thomas.

UNANIMOUS CONSENT

Senator Thompson asked for, and was granted, unanimous consent to have the following communication regarding award of Good Citizenship Medal, which was presented to Senator Dilworth, printed in the Journal:

AWARD OF GOOD CITIZENSHIP MEDAL

At this eighty-third annual meeting of the California Society, Sons of the American Revolution, held at San Francisco on the fourth of April, 1959, an award of the Good Citizenship Medal of the society is made to our compatriot, the Honorable Nelson S. Dilworth, in recognition of his outstanding record of public service in state and national affairs.

As chairman of the Investigating Committee on Education of the California Senate, Compatriot Dilworth has sought at all times to maintain the independence and integrity of the public schools, under proper control at the state and local level. He has consistently opposed the use of subversive textbooks and other propaganda materials in the schools. He believes in strengthening the public school system and increasing its effectiveness as an agency dedicated to the support and defense of constitutional government. At present he is sponsoring an amendment to the State Constitution to establish a "Bill of Rights for Mental Freedom" to protect the civil and political rights of persons involved in commitment proceedings. The honors conferred on him are too numerous to mention. His accomplishments have brought national recognition. He is a good citizen, an outstanding legislator—a man who is dedicated to maintaining and extending the institutions of American freedom.

The Good Citizenship Medal of this society is awarded to Compatriot Dilworth in recognition of these public services by the authority and pursuant to the instructions of the board of managers.

CALIFORNIA SOCIETY,
 SONS OF THE AMERICAN REVOLUTION
 EMMET B. HAYES, President
 H. LEWIS MATHEWSON, Secretary

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 340

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, April 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 339

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 8, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 189
Assembly Bill No. 1021
Assembly Bill No. 1041
Assembly Bill No. 1042
Assembly Bill No. 1202
Assembly Bill No. 1223
Assembly Bill No. 1360
Assembly Bill No. 1361

Assembly Bill No. 1362
Assembly Bill No. 1364
Assembly Bill No. 1424
Assembly Bill No. 1674
Assembly Bill No. 1677
Assembly Bill No. 1687
Assembly Bill No. 1765

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 189—An act to amend Sections 3.6 and 4.24 of the Los Angeles Metropolitan Transit Authority Act of 1957 (Chapter 547, Statutes 1957), relating to the Los Angeles Metropolitan Transit Authority.

Referred to Committee on Transportation.

Assembly Bill No. 1021—An act to add Chapter 7 (commencing with Section 60200) to Division 1 of Title 6 of the Government Code, relating to destruction of records of special districts.

Referred to Committee on Local Government.

Assembly Bill No. 1041—An act to add Section 6021 to the Revenue and Taxation Code, relating to sales taxes in respect to vending machines.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1042—An act to amend Sections 8707, 8714, 9301, 9776, and 10451 of the Revenue and Taxation Code, relating to the use fuel and motor vehicle transportation license tax laws.

Referred to Committee on Transportation.

Assembly Bill No. 1202—An act to amend Section 25123 of the Government Code, and Section 1651 of the Elections Code, relating to effective date of county ordinances.

Referred to Committee on Elections.

Assembly Bill No. 1223—An act to amend the heading of Part 4 (commencing at Section 1171) of Division 2, and Sections 1171, 1172, 1173, 1174, 1178, 1182, 1183, 1185, 1194, 1195, 1195.5, 1197, 1199 of, and to repeal Sections 1191, 1192, and 1193 of, and to add Sections 1205, 1206 and 1207 to, the Labor Code, relating to minimum wages and other terms of employment.

Referred to Committee on Labor.

Assembly Bill No. 1360—An act to add Section 26506 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to airbrakes for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1361—An act to add Section 26505 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to airbrakes for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1362—An act to add Article 3 (commencing at Section 26500) to Chapter 3 of Division 12 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to airbrakes on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1364—An act to add Section 26503 to the Vehicle Code as enacted by Chapter 3, Statutes of 1959, relating to airbrakes for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1424—An act to amend Sections 25803, 35103 and 35104 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to overwidth implements of husbandry.

Referred to Committee on Transportation.

Assembly Bill No. 1674—An act to amend Sections 65503 and 65652 of the Government Code, relating to vote required for change of master plan and precise plan.

Referred to Committee on Local Government.

Assembly Bill No. 1677—An act to amend Section 61600 of the Government Code, relating to powers and duties of community service districts.

Referred to Committee on Local Government.

Assembly Bill No. 1687—An act to amend Sections 2808, 3357, 3718, 3795, 4104.5, 4105.2, 4106, 4150, 4217, 4803 and 4834.5 of the Revenue and Taxation Code, and to repeal Sections 568 and 4152 thereof, relating to property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1765—An act to add Section 25083 to the Government Code, relating to the canvass of local or special election votes by board of supervisors on regular meeting day.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 312—An act to repeal Section 6558 of the Welfare and Institutions Code, relating to appointment of employees by medical superintendent;

Senate Bill No. 600—An act to amend Section 639 of the Agricultural Code, relating to milk and dairy products;

And reports that the same have been correctly enrolled, and presented to the Governor on the eighth day of April, 1959, at 3.45 p.m.

BURNS, Chairman

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 43

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 169

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 171

Senate Bill No. 772

Senate Bill No. 697

Senate Bill No. 834

Senate Bill No. 741

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 392

Senate Bill No. 868

Senate Bill No. 773

Senate Concurrent Resolution No. 46

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Fish and Game

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 878

Senate Concurrent Resolution No. 46

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

ERHART, Chairman

Above reported bill ordered to second reading.

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 1254

Assembly Bill No. 389

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 821

Senate Bill No. 822

Respectfully reports the same back with the request that subject matter be referred to the proper interim committee for study.

ERHART, Chairman

Above reported bills re-referred to Committee on Rules.

Committee on Elections

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 565

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 606

Senate Bill No. 566

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 7.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 1235

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency to which was referred:

Senate Concurrent Resolution No. 27

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

Committee membership 11.

GIBSON, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency to which were referred:

Senate Bill No. 669

Senate Bill No. 763

Senate Bill No. 906

Assembly Bill No. 837

Assembly Bill No. 1255

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency to which was referred:

Assembly Bill No. 488

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency to which were referred:

Senate Bill No. 703
Assembly Bill No. 1208
Assembly Bill No. 1323

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 842

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an interim committee for study.

GIBSON, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 304
Assembly Bill No. 713
Senate Constitutional Amendment No. 10

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bills re-referred to Committee on Finance.

Above reported resolution re-referred to Committee on Finance.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 44

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 744

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 11.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 694 Assembly Bill No. 495
Senate Bill No. 695 Assembly Bill No. 507

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 13

Senate Bill No. 792

Senate Bill No. 14

Senate Bill No. 817

Senate Bill No. 249

Assembly Bill No. 1008

Senate Bill No. 250

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 11; absent 5.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 807

Senate Bill No. 838

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 837

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 966

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 806

Assembly Bill No. 153

Senate Bill No. 836

Assembly Bill No. 1263

Senate Bill No. 675

Assembly Bill No. 965

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 43

Senate Bill No. 425

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

Committee membership 11.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 553

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Labor.

BURNS, Chairman

Above reported bill re-referred to Committee on Labor.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Senate Bill No. 663

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Local Government.

BURNS, Chairman

Above reported bill re-referred to Committee on Local Government.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 500

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 494

Senate Bill No. 999

Senate Bill No. 621

Assembly Bill No. 551

Senate Bill No. 680

Assembly Bill No. 552

Senate Bill No. 862

Assembly Bill No. 667

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Bill No. 654

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 522

Assembly Bill No. 613

Senate Bill No. 746

Assembly Bill No. 893

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 748

Assembly Bill No. 490

Senate Bill No. 760

Assembly Bill No. 812

Assembly Bill No. 4

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which were referred:

Senate Bill No. 378

Senate Bill No. 379

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 378

Senator Erhart moved that Senate Bill No. 378 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)**Senate Bill No. 378**—An act to add Section 7702.1 to the Fish and Game Code, relating to commercial fishing, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate March 23, 1959, strike out "fish", and insert "sardines, anchovies, mackerel, or squid".

Amendment No. 2

On page 1, lines 4 and 5, strike out "or packing plant".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

MOTION TO AMEND SENATE BILL NO. 379

Senator Erhart moved that Senate Bill No. 379 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)**Senate Bill No. 379**—An act to amend Sections 8011 and 8014 of the Fish and Game Code, relating to receipts for fish, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendment :

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in Senate March 23, 1959, strike out "A", and insert "On delivery of sardines, anchovies, mackerel, or squid a".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

Committee on Military and Veterans Affairs

SENATE CHAMBER, April 6, 1959

MR. PRESIDENT: The Chairman of the Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 54

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 54

Senator Gibson moved that Senate Bill No. 54 be amended and re-referred to Committee on Military and Veterans Affairs.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 54—An act to amend Section 205 of the Revenue and Taxation Code, relating to the veterans' tax exemption.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 26, 1959, strike out lines 7 and 8, and insert

- "(a) Revolutionary War, April 19, 1775-January 14, 1784.
- (b) Second War With England, June 18, 1812-February 17, 1815.
- (c) Black Hawk War, April 6, 1832-August 2, 1832.
- (d) War With Mexico, April 24, 1846-May 30, 1848.
- (e) Civil War, April 18, 1861-August 20, 1866.
- (f) War With Spain, April 21, 1898-April 11, 1899.
- (g) War in Philippines, April 11, 1899-July 4, 1902.
- (h) Chinese Relief Expedition, June 20, 1900-May 15, 1901.
- (i) Campaign against the Rogue River, Yakima, Nez Perce, and Snake Indians in Oregon and Washington, 1855-1856.
- (j) Campaign against the Indians in southern Oregon and Idaho and Northern California and Nevada, 1865-1868.
- (k) Campaign against the Cheyennes, Arapahoes, Kiowas, and Comanches in Kansas, Colorado, and Indian Territory, 1867-1869.
- (l) Modoc War, 1872-1873.
- (m) Campaign against the Apaches in Arizona, 1873.
- (n) Campaign against the Kiowas, Comanches, and Cheyennes in Kansas, Colorado, Texas, Indian Territory, and New Mexico, 1874-1875.
- (o) Campaign against the Northern Cheyennes and Sioux, 1876-1877.
- (p) Nez Perce War, 1877.
- (q) Bannock War, 1878.
- (r) Campaign against the Northern Cheyennes, 1878-1879.
- (s) Campaign against the Ute Indians in Colorado and Utah, September, 1879-November, 1880.
- (t) Campaign against the Apache Indians in Arizona, 1885-1886.
- (u) Campaign against the Sioux Indians in South Dakota, November, 1890-January, 1891.
- (v) War with Germany-Austria, April 6, 1917-November 11, 1918.
- (w) Campaign against the Apache Indians in Arizona, 1895-1896.
- (x) World War II, December 7, 1941, to September 2, 1945.
- (y) Campaign against the North Koreans and Chinese Communists in Korea, June 27, 1950, to July 27, 1953.

The following are campaigns under Section 14 of Article XIII of the Constitution :

- (a) First Nicaraguan campaign.
- (b) Second Nicaraguan campaign.
- (c) Yangtze River campaign in China.

(d) All other campaigns for service in which a medal has been issued by the Congress of the United States."

Amendment No. 2

On page 1, strike out lines 9 to 23, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Military and Veterans Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 3
Senate Bill No. 395
Senate Bill No. 404
Senate Bill No. 641

Senate Bill No. 635
Senate Bill No. 164
Assembly Bill No. 683

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 3

Senator Beard moved that Senate Bill No. 3 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 3—An act to add Section 674.5 to the Code of Civil Procedure, relating to recordation of writs of execution.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "recordation of writs of execution", and insert "judgment liens".

Amendment No. 2

On page 1, strike out lines 3 to 11, inclusive, and insert

"674.5. A certified copy of any judgment or order of the superior court of this State for alimony or child support, when recorded with the recorder of any county, shall from such recording become a lien upon all real property of the judgment debtor, not exempt from execution, in such county, owned by him at the time, or which he may afterwards and before the lien expires, acquire, for the respective amounts and installments as they mature (but shall not become a lien for any sum or sums prior to the date they severally become due and payable) which lien shall have, to the extent herein provided and for the period of 10 years from such recording, the same force, effect and priority as the lien created by recordation of an abstract of a money judgment pursuant to Section 674.

The certificate of the judgment debtor, certified by him under penalty of perjury, that all amounts and installments which have matured under said judgment prior to the date of such certificate have been fully paid and satisfied shall, when acknowledged and recorded, be prima facie evidence of such payment and satisfaction and conclusive in favor of any person dealing in good faith and for a valuable consideration with the judgment debtor or his successors in interest."

Amendments read, and adopted.

Bill ordered printed, and referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 395

Senator Rodda moved that Senate Bill No. 395 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 395—An act to amend Section 342 of the Code of Civil Procedure and Section 29702 of the Government Code, relating to claims against counties.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out "Section 342 of the Code of Civil Procedure and".

Amendment No. 2

On page 1, strike out lines 1 to 8, inclusive.

Amendment No. 3

On page 1, line 9, strike out "SEC. 2", and insert "SECTION 1".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 404

Senator Byrne moved that Senate Bill No. 404 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 404—An act to add Section 538a to the Penal Code, relating to mortgaged animate chattels.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "10 days after", and insert "30 days after receipt of the proceeds of".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 641

Senator Byrne moved that Senate Bill No. 641 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 641—An act to amend Section 86 of the Agricultural Code, relating to district agricultural associations.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendment :

Amendment No. 1

On page 2 of the printed bill, after line 10, insert

"Sec. 2. Section 86 of the Agricultural Code is amended to read:

86. Each district agricultural association is a state institution. Each association by its name has perpetual succession, may have a seal, be sued ; *provided, however, that claims against district agricultural associations shall be presented to the State Board of Control in accordance with Section 641 of the Government Code, and, with the approval of the Department of Finance, may :*

(a) Contract, and sue.

(b) Purchase, acquire, hold, sell, exchange or convey any interest in real or personal property and beautify or improve such property.

(c) Lease, let or grant licenses for the use of its real estate or personal property or any portion thereof to any person or public body for whatever purpose may be approved by the board of directors and the Department of Finance.

(d) Use or manage its real estate or personal property or any part thereof for any or all of the foregoing purposes jointly with any lessee, sublessee or licensee, or otherwise use or manage said property in connection with such lease, sublease or license heretofore or hereinafter made or granted.

(e) Lease or let its real property for public park, recreational, or playground purposes.

(f) Rent or permit the use of its premises for purposes beneficial to the agricultural industry, including but not limited to the holding of sales or auctions of cattle or other livestock.

(g) Contract with any county or county fair association for holding a fair jointly with the same. Such joint fair shall constitute a district fair of the association.

(h) Do any and all things necessary to carry out the above powers and the objects and purposes for which the association is formed.

Sec. 3. Section 2 of this bill shall become operative only if Assembly Bill No. 406 is enacted by the Legislature at its 1959 Session, in which event Section 1 of this bill is repealed."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Agriculture.

MOTION TO AMEND SENATE BILL NO. 635

Senator Short moved that Senate Bill No. 635 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 635—An act to add Section 242a to the Code of Civil Procedure, relating to grand juries.

Bill read second time.

Motion to Amend

Senator Short moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 16, of the printed bill, after "court", insert ", in the presence of the court,".

Amendment No. 2

On page 1, line 18, after the period, insert "No vacancy shall be filled pursuant to this section unless the superior court makes a finding, entered in records of the court, that the membership of the grand jury has been reduced below 19 members because of the happening of an event prescribed in this section. No person selected as a grand juror to fill a vacancy pursuant to this section shall vote as a grand juror on any matter upon which evidence has been taken by the grand jury prior to the time of his selection."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Motion to Print With a Rush Order

Senator Short moved that Senate Bill No. 635 be sent to print with a rush order.

Motion carried.

MOTION TO AMEND SENATE BILL NO. 164

Senator Cobey moved that Senate Bill No. 164 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 164—An act to amend Sections 659, 663a, and 953d of the Code of Civil Procedure, relating to procedure after trial in civil cases.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 18, of the printed bill, strike out "receiving from any party".

Amendment No. 2

On page 1, line 18, before "written notice", insert "service upon him by any party of".

Amendment No. 3

On page 2, line 1, strike out "receiving from any party".

Amendment No. 4

On page 2, line 1, after "after", add "service upon him by any party of".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Motion to Print With a Rush Order

Senator Cobey moved that Senate Bill No. 164 be sent to print with a rush order.

Motion carried.

MOTION TO AMEND ASSEMBLY BILL NO. 683

Senator Regan moved that Assembly Bill No. 683 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 683—An act to add Section 1744.1 to the Code of Civil Procedure, relating to children's courts of conciliation.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 1, 1959, after line 9, insert

"The superior court or board of supervisors may, at any time, abolish any or all positions created pursuant to this section."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

Motion to Print With a Rush Order

Senator Thompson moved that Assembly Bill No. 683 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 485

Senate Constitutional Amendment No. 16

Reports the same back with author's amendments with the recommendation: Amend and re-refer to the committee.

DILLWORTH, Chairman

MOTION TO AMEND SENATE BILL NO. 485

Senator Gibson moved that Senate Bill No. 485 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 485—An act to amend Section 16302.1 of, and to repeal Section 13145 of, the Government Code, relating to the disposition of overpayments of taxes, fees, and other revenues collected by state agencies.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 3, of the printed bill, strike out "of the revenue".

Amendment No. 2

On page 2, line 6, strike out "of the revenue".

Amendment No. 3

On page 2, lines 7 and 8, strike out "and pursuant to general rules adopted by the State Board of Control,".

Amendment No. 4

On page 2, line 9, strike out "miscellaneous".

Amendment No. 5

On page 2, line 10, strike out "revenue", and insert "collection".

Amendment No. 6

On page 2, line 11, after "deposited.", insert

"The State Board of Control may adopt rules and regulations to permit state agencies to retain such overpayments where a demand for refund permitted by law is not made within six months after the refund becomes due; and such retained overpayments shall belong to the State."

Amendment No. 7

On page 2, line 12, strike out "The", and insert
"Except as provided in the foregoing paragraph, the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 16

Senator Berry moved that Senate Constitutional Amendment No. 16 be amended and re-referred to Committee on Revenue and Taxation.
Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1f to Article XIII, relating to the assessment of property used for agricultural purposes.

Resolution read.

Motion to Amend

Senator Berry moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed measure, strike out "assessment of", and insert "taxation of publicly owned".

Amendment No. 2

In lines 4 and 5 of the title strike out "used for agricultural purposes".

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 560

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 560

Senator Johnson moved that Senate Bill No. 560 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 560—An act to add Section 110.7 to the Business and Professions Code, relating to charges to state agencies for services performed by the Division of Administrative Procedure, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 110.7 to", and insert "amend Section 110.5 of, and to add Section 110.7 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 1 to 11, inclusive, and insert

"SECTION 1. Section 110.5 of the Business and Professions Code is amended to read:

110.5. The department shall maintain a staff of hearing officers qualified under Section 11502 of the Government Code, who, together with any additional employees assigned for that purpose, shall constitute the Division of Administrative Procedure. The department may employ hearing officers on a permanent, part-time or intermittent basis and shall maintain a staff which is sufficient to fill the needs of the various state agencies. Upon request from any agency the director shall assign a hearing officer for any proceeding arising under Chapter 5 (*concerning at Section 11500*) of Part 1 of Division 3 of Title 2 of the Government Code, and may assign a hearing officer to conduct similar proceedings not arising under said chapter. Any hearing officer so assigned shall be deemed an employee of the department and not of the agency to which he is assigned. [Upon assignment such persons may be temporarily transferred for pay roll purposes only to the agency to which they are assigned or they may be retained as employees of the department and the agency to which they are assigned charged pursuant to Chapter 3 of Part 1 of Division 3 of Title 2 of the Government Code with the cost of the services, including the salary and provisions for retirement, vacation and sick leave.] When not engaged in hearing cases, hearing officers may [be assigned by the director to] perform [other] *the* duties [vested in the department, including those] provided for in Section 110.6.

SEC. 2. Section 110.7 is added to said code, to read:

110.7. The total cost to the State of maintaining and operating the Division of Administrative Procedure shall be apportioned equitably among the agencies for which services are provided by the division. The costs of maintaining and operating the division, excluding the costs expended and charged pursuant to Section 11413 of the Government Code, shall be determined and charged in the same manner as administrative costs under Article 2 commencing at Section 112701 of Chapter 3 of Part 1 of Division 3 of Title 2 of the Government Code, except that the amounts determined and charged pursuant to this section shall be determined and charged annually in advance and shall be credited to the appropriation for the support of the Division of Administrative Procedure. Such amounts shall include services for agencies supported in whole or in part from the General Fund."

Amendment No. 3

On page 1, line 12, strike out "2", and insert "3".

Amendment No. 4

On page 2, line 6, strike out "3", and insert "4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Education

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Assembly Bill No. 678

Assembly Bill No. 948

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 678

Senator Donnelly moved that Assembly Bill No. 678 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 678—An act to amend Section 5753 of the Education Code as enacted at the 1959 Regular Session, relating to summer school classes conducted by elementary school districts.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 6, of the printed bill, as amended in Assembly March 9, 1959, after the second "of", insert "the".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND ASSEMBLY BILL NO. 948

Senator Donnelly moved that Assembly Bill No. 948 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 948—An act to amend the heading of Article 8 (commencing at Section 2581), Chapter 7, Division 2 of, to amend and renumber Section 2582 of, to amend Sections 2581, 2583, 2583.1, 2586, and 2592 of, to add Section 2582 to, and to repeal Sections 2584, 2585.1, and 2593 of the Education Code, and to amend the heading of Article 10 (commencing at Section 1871), Chapter 2, Division 5 of, to amend and renumber Section 1872, to amend Sections 1871, 1873, 1874, 1878, 1884, to add Section 1872 to, and to repeal Sections 1875, 1877, and 1885 of, the Education Code as proposed by Senate Bill No. 2, relating to the lapsation and suspension of school districts.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Article 8 (commencing at Section 2581), Chapter 7, Division 2 of, to amend and renumber Section 2582 of, to amend Sections 2581, 2583, 2583.1, 2586, and 2592 of, to add Section 2582 to, and to repeal Sections 2584, 2585.1, and 2593 of the Education Code, and to amend the heading of".

Amendment No. 2

In line 10 of the title, strike out "as proposed by Senate Bill No. 2", and insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 9, inclusive; strike out all of pages 2 and 3; and on page 4, line 1, strike out "SEC. 10", and insert "Section 1".

Amendment No. 4

On page 4, line 3, strike out "as proposed by Senate Bill No. 2", and insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 5

On page 4, line 7, strike out "11", and insert "2".

Amendment No. 6

On page 4, line 7, strike out "proposed".

Amendment No. 7

On page 4, strike out lines 9 to 12, inclusive, and insert "1871. If in any elementary school district there has been an average daily attendance of only 10 or less during the whole school year, the county superintendent of schools having jurisdiction shall report the fact to the board of supervisors at its first meeting in July or August with his recommendation that the district be lapsed."

Amendment No. 8

On page 4, line 19, strike out "12", and insert "3".

Amendment No. 9

On page 4, line 19, strike out "proposed".

Amendment No. 10

On page 4, line 27, strike out "13", and insert "4".

Amendment No. 11

On page 4, line 27, strike out "proposed".

Amendment No. 12

On page 4, line 31, strike out "automatically".

Amendment No. 13

On page 4, line 37, after "year", insert ", or if the average daily attendance of the district is more than 10 and the county committee on school district organization has studied the district and reported such study to the county board of education and the county board of education prior to the last day of the second school year recommends to the county board of supervisors that the district not be lapsed."

Amendment No. 14

On page 4, line 38, strike out "14", and insert "5".

Amendment No. 15

On page 4, line 38, strike out "proposed".

Amendment No. 16

On page 4, line 49, strike out "15", and insert "6".

Amendment No. 17

On page 4, line 49, strike out "proposed".

Amendment No. 18

On page 5, line 20, strike out "16", and insert "7".

Amendment No. 19

On page 5, line 20, strike out "proposed".

Amendment No. 20

On page 5, line 30, strike out "17", and insert "8".

Amendment No. 21

On page 5, line 30, strike out "proposed".

Amendment No. 22

On page 5, line 38, strike out "30", and insert "10".

Amendment No. 23

On page 5, line 43, strike out "18", and insert "9".

Amendment No. 24

On page 5, line 43, strike out "proposed".

Amendment No. 25

On page 5, strike out lines 45 to 48, inclusive, and strike out all of page 6.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

**CONSIDERATION OF DAILY FILE
SECOND READING OF SENATE BILLS**

Senate Bill No. 125—An act to add Section 3352.5 to the Revenue and Taxation Code, relating to delinquent tax notices.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "send by registered".

Amendment No. 2

On page 1, strike out lines 14 to 16, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 773—An act to amend Section 5654 of the Business and Professions Code, relating to landscape architecture.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 868—An act to amend Section 5681 of, and to add Section 5657 to, the Business and Professions Code, relating to the practice of landscape architecture.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 608—An act to add Section 664.6 to, and to amend Sections 5900 and 5931 of, the Elections Code, relating to absentee voting.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "-----", and insert "50".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Senate Bill No. 75—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate April 2, 1959, strike out "Freeways, Expressways and".

Amendment No. 2

On page 1, line 9, strike out "freeways, expressways and".

Amendment No. 3

On page 1, line 18, after "supervisors", insert ", and concurred in by the director".

Amendment No. 4

On page 1, line 21, strike out "freeway or".

Amendment No. 5

On page 1, line 23, strike out "freeway or".

Amendment No. 6

On page 2, line 1, strike out "20", and insert "25".

Amendment No. 7

On page 2, line 2, strike out "150", and insert "300".

Amendment No. 8

On page 2, line 18, strike out "freeway or".

Amendment No. 9

On page 2, strike out lines 22 to 26, inclusive.

Amendment No. 10

On page 2, line 33, strike out "freeway or".

Amendment No. 11

On page 2, lines 37 and 38, strike out "summarily and without notice", and insert "following 10 days' notice".

Amendment No. 12

On page 2, lines 43 and 44, strike out "and industrial", and insert "industrial, or manufacturing".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 753—An act to add Sections 12707.6 and 12707.7 to the Business and Professions Code, relating to public weighmasters.
Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 12707.6 and 12707.7", and insert "Section 12707.6".

Amendment No. 2

On page 1, line 11, strike out "14", and insert "7".

Amendment No. 3

On page 1, strike out lines 12 to 17, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Senate Bill No. 336—An act to amend Section 10612 of the Health and Safety Code, relating to vital statistics.

Bill read second time, and ordered to third reading.

Senate Bill No. 816—An act to repeal Chapter 6 (commencing at Section 19301) of Division 14, and Sections 19566, 19567, 19569, 19573, 19575, 19578, 19605, 19622, 19652, 19653, and 19659, and to amend Sections 19576, 19595, and 19629, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read second time, and ordered to third reading.

Senate Bill No. 392—An act to amend Section 28126 of the Health and Safety Code, relating to license fees for cold storage plants.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 616—An act to amend Section 2540 of the Elections Code, relating to the qualification of political parties.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1233—An act to amend Sections 1711, 1712, 1722, and 1771 of, and to repeal Section 1717 of, the Elections Code, relating to municipal initiative and referendum measures.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out “,” and to repeal Section 1717 of,”.

Amendment No. 2

On page 2, strike out line 13.

Amendment No. 3

On page 2, line 14, strike out “4”, and insert “3”.

Amendment No. 4

On page 2, line 29, strike out “5”, and insert “4”.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1234—An act to amend Section 9900 of, and to repeal Sections 9912, 9913, 9914, 9916, and 9917 of, the Elections Code, relating to municipal elections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1236—An act to amend Section 26802 of the Government Code, relating to the duties of a registrar of voters.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 869—An act to add Section 25843 to the Government Code, relating to weather data.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out “25843”, and insert “25844”.

Amendment No. 2

On page 1, line 1, strike out “25843”, and insert “25844”.

Amendment No. 3

On page 1, line 3, strike out “25843”, and insert “25844”.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 393—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 362—An act to add Sections 312, 313, and 314 to the Fish and Game Code, relating to salmon and steelhead spawning areas.

Motion to Re-refer Senate Bill No. 362

Senator Short moved that Senate Bill No. 362 be re-referred to Committee on Fish and Game.

Motion carried.

Senate Bill No. 372—An act to add Section 2830 to, to repeal Sections 25, 953, 2750, 3709.5, 6310, 7970.5, 7972, and 7972.5 of, to repeal Chapter 1 (commencing at Section 2000 of Division 5 of, to repeal Article 2 (commencing at Section 3876 of Chapter 2 of Division 6 of, and to amend Sections 3002, 3709, 3711, 6207, 6208, 7001, 7051, 7970, 7971, 8720, and 10050 of, the Elections Code, relating to the selection of delegates to party conventions.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 372 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 783—An act to add Section 8162.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to exemptions from courses in physical education.

Motion to Retain Place on File

Senator Fisher moved that Senate Bill No. 783 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 728—An act to add Section 11689 to the Health and Safety Code, relating to evidence in criminal actions and proceedings involving narcotic laws.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 728 be passed on file and retain its place on file.

Motion carried.

Senate Bill No. 169—An act to amend Section 104.6 of, and to add Section 104.10 to, the Streets and Highways Code, relating to the distribution of rentals from properties held for highway purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, O'Sullivan, Regan, Richards, Short, Stiern, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 691—An act to amend Section 20103 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the county school service fund.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, O'Sullivan, Regan, Richards, Short, Stiern, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 74

Relative to the passing of Martin Poss

WHEREAS, The passing of Martin A. Poss on March 15, 1959, marked the end of a career of distinguished public service to San Mateo County; and

WHEREAS, Martin Poss came to the city of San Mateo in 1911 as foreman for the Crocker estate and stayed to open his highly successful flower shop and nursery; and

WHEREAS, It was through his inspiration that the outstandingly successful San Mateo County Fair and Floral Fiesta came into being; and

WHEREAS, Martin Poss began his career with an appointment to the San Mateo Planning Commission in 1926 which was followed by his holding office as a San Mateo City Councilman, chairman of the Selective Service Board, and as a member of the board of supervisors; now therefore, be it

Resolved by the Senate of the State of California, That the members of this body express their condolences to the family of Martin A. Poss and express their recognition of his unselfish devotion in the service of his fellow citizens; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to the family of Martin A. Poss.

Resolution read, and unanimously adopted on motion of Senator Dolwig.

Senate Bill No. 10—An act to add Section 1241.5 to the Water Code, relating to Indian water rights.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, O'Sullivan, Regan, Richards, Shaw, Short, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 11—An act to add Chapter 2.5 (commencing at Section 2200) to Part 3 of Division 2 of the Water Code, relating to Indian water rights.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, O'Sullivan, Regan, Richards, Shaw, Short, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 834—An act to add Section 4.5 to, and to amend Section 35.5 of the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), relating to water conservation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, O'Sullivan, Regan, Richards, Shaw, Short, Stiern, Thompson, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 741—An act to add Section 804.2 to the Agricultural Code, relating to shipment of pears outside the State.

Motion to Re-refer Senate Bill No. 741

Senator McBride moved that Senate Bill No. 741 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 697—An act making an appropriation for the Water Rights Board Revolving Fund for the use of the State Water Rights Board in making reimbursable determinations of water rights and to amend Sections 2862 and 2863 of the Water Code, relating to said fund.

Motion to Re-refer Senate Bill No. 697

Senator McBride moved that Senate Bill No. 697 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 171—An act to add Section 12648.2 to, and to amend Section 12657 of, the Water Code, relating to flood protection.

Motion to Re-refer Senate Bill No. 171

Senator McBride moved that Senate Bill No. 171 be re-referred to Committee on Finance.

Motion carried.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 33—An act to repeal Section 20987 of, and to add Section 20987 to, the Government Code, relating to the compulsory age for retirement under the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator McCarthy.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erlart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Regan, Richards, Shaw, Short, Stiern, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Shaw, Short, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1214—An act to amend Sections 29370, 29371, 29372, 29373, 29374, 29375, 29376, 29377, 29378, and 29379 of the Government Code, relating to county funds.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 91—An act to add Part 4.5 (commencing with Section 1410) to Division 2 of, and to amend Section 56 of, the Labor Code, relating to prevention and elimination of practices of discrimination in employment and otherwise against persons because of race, religious creed, color, national origin, or ancestry, creating a State Commission on Fair Employment Practices, defining its functions, powers and duties, providing for the appointment and compensation of its officers and employees.

Bill read third time, and presented by Senator Miller.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Miller moved a call of the Senate.

Motion carried. Time 4.05 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 672—An act to amend Section 13241 of the Public Utilities Code and to amend Section 3835 of the Public Districts Code, relating to the maturity of bonds of municipal utility districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Holmdahl.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Christensen, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4.10 p.m., on motion of Senator Miller, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Bill No. 91 passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Christensen, Cobey, Collier, Dolwig, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Thompson—30.

NOES—Senators Berry, Byrne, Dilworth, Donnelly, and Williams—5.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF ASSEMBLY BILLS (RESUMED)

Chief Assistant Secretary Lachlan M. Richards at the desk.

Assembly Bill No. 1632—An act to add Chapter 7 (commencing at Section 12900) to Part 5 of Division 6 of the Water Code, relating to development of water resources of the State.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Christensen, Cobey, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—28.

NOES—Senators Berry, Collier, Dilworth, Dolwig, and McCarthy—5.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 14—Relative to civil defense.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Dilworth, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

Assembly Bill No. 598—An act to amend Sections 134, 2921.5 and 4986 of the Revenue and Taxation Code, relating to canceling of uncollected taxes, penalties, or costs.

Bill read third time, and presented by Senator Grunsky.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Teale, Thompson, and Williams—26.

NOES—Senator Dilworth—1.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 607—An act to amend Section 6154 of the Elections Code, relating to voting machines.

Objection Raised

Senator Cobey objected to Senate Bill No. 607 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 607 to the second reading file.

Senate Bill No. 590—An act to add Section 19406 to the Government Code, relating to reinstatement rights to the state civil service after military training.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 322—An act to amend Section 16506 of the Government Code, relating to deposit of state funds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 642—An act to add Section 29022 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to integrity of diplomas.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 692—An act to amend Sections 23057 and 23758 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges and the University of California.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 693—An act to amend Section 19581 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 820—An act to amend Section 17903 of the Education Code as enacted at the 1959 Regular Session, relating to state equalization aid for high school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 108—An act to add Article 4 (commencing at Section 12081) to Chapter 5 of Division 9 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to gate entrances to school grounds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 540—An act to amend Section 25452 of the Government Code, relating to publication of notice to bidders on county contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 99—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process.

Objection Raised

Senator Richards objected to Senate Bill No. 99 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 99 to the second reading file.

Senate Bill No. 300—An act to amend Section 4574 of the Penal Code, relating to firearms in prisons and other correctional institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 326—An act to amend Sections 58850 and 58851 of the Government Code, relating to county boundary commissions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 593—An act to authorize the bringing of a suit against the State of California to quiet title to land sold as salt marsh or tidelands by the State of California, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Edgart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 596—An act to amend Section 15502 of the Corporations Code, relating to the formation of limited partnerships.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Edgart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 772—An act to amend Section 69844 of, and to add Sections 71614.5, and 72050.5 to, the Government Code, relating to the keeping of court records.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Edgart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 854—An act to amend Section 986.7 of the Military and Veterans Code, relating to farm and home purchases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Edgart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 705—An act to amend Sections 9080.3, 9084.5, and Section 9087, of the Insurance Code, relating to fraternal fire insurance.

Bill read third time, and presented by Senator Burns.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 412—An act to repeal Section 5 of Chapter 513 of the Statutes of 1957, to repeal Sections 6814, 6815, 6816, and 6822 of the Education Code; to repeal Sections 11004, 11005.1, 11006.1, and 11052.1 of, and to amend Sections 11005, 11006, and 11052 of, the Education Code as proposed by Senate Bill No. 2, relating to the Public School System, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Dilworth.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 538—An act to amend Section 6585 of the Health and Safety Code, relating to sanitary districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 539—An act to amend Section 6464 of the Health and Safety Code, relating to sanitary districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 540—An act to amend Section 6482 of the Health and Safety Code, relating to sanitary districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 542—An act to amend Section 6628 of the Health and Safety Code, relating to sanitary districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 549—An act to amend Section 6732 of the Health and Safety Code, relating to sanitary districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 668—An act to amend Section 32009 of the Health and Safety Code, relating to hospital districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 669—An act to add Section 32005.5 to the Health and Safety Code, relating to hospital districts.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan,

Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1512—An act to amend Section 9740 of the Government Code, relating to compilation of legislative manual.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1513—An act to amend Section 9020 of the Government Code, relating to the Legislature; the Members, officers, and employees thereof.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 93—Relative to Sabbath School Instructors' Week.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 97—Relative to making additional funds available to the Legislative Audit Committee.

Resolution read, and presented by Senator Donnelly.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Gibson:

SENATE CHAMBER, SACRAMENTO, April 6, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1141—An act making an appropriation for the repair of the Sacramento River levee in the vicinity of Collinsville, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR GIBSON

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 8, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Gibson:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1141.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Elhart, Fisher, Gibson, Grunsky, Hollister, Holmquist, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Teale moved that Senate Bill No. 437 be taken from the inactive file and placed on the second reading file.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senators Byrne, Cobey, and Thompson:

Senate Resolution No. 79

Relative to the death of Charles Josef Carey

WHEREAS, California public service on April 4, 1959, lost one of its veteran state employees in the passing of Charles Josef Carey, retired Deputy Director of the California Department of Agriculture; and

WHEREAS, Mr. Carey, born May 27, 1894, in San Jose, California, was a credit to the University of California as a graduate in law and as a member of the California State Bar, and was admitted to practice before the Supreme Court of the United States; and

WHEREAS, More than 30 years of Mr. Carey's life were dedicated to the service of his fellow men through government service, including the offices of Chief of the Bureau of Market Enforcement, Chief of the Division of Marketing, and Deputy Director, California Department of Agriculture; and

WHEREAS, Mr. Carey served the State Government well and was particularly helpful to the farmers of California; and

WHEREAS, Mr. Carey twice served his Country honorably and well as an officer of the United States Army in time of war; and

WHEREAS, Mr. Carey also took advantage of the opportunity to serve his brethren through activity in various Masonic bodies, being a member of the York Rite and Scottish Rite bodies, Ben Ali Temple of the Mystic Shrine, and Travelers Lodge No. 692, Free and Accepted Masons; and

WHEREAS, Mr. Carey also served faithfully in his church; and his many friends in the California Department of Agriculture, the state services of California, and the organizations with which he was affiliated will miss his counsel and friendship; now, therefore, be it

Resolved by the Senate of the State of California, That it hereby pays tribute to the memory of Charles Josef Carey, expresses the sorrow of the State Government at his passing and extends its deep sympathy to the bereaved family of Charles Josef Carey; and, be it further

Resolved, That the Senate directs the Secretary of the Senate to transmit suitably prepared copies of this resolution to his widow, Mrs. Amonda Carey; his mother, Mrs. Jeanette Lawrence; and to the members of his family, Charles Josef Carey, Jr., Mrs. Mary Virginia Wright, Grant Gordon, Richard J. Lawrence, and Mrs. Buell Ellis.

Resolution read, and unanimously adopted on a motion by Senator Byrne.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Short:

SENATE CHAMBER, SACRAMENTO, April 8, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1074—An act to amend Section 1050 of the Penal Code, relating to continuances in criminal cases, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

SENATOR SHORT

The above request referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1166: By Senator Richards—An act to amend Section 1880 of and to add Section 1880.1 to the Code of Civil Procedure, relating to evidence.

Referred to Committee on Judiciary.

Senate Bill No. 1167: By Senator Cobey—An act to add Chapter 21 (commencing at Section 6000) to Division 6 of the Agricultural Code, relating to milk.

Referred to Committee on Agriculture.

Senate Bill No. 1168: By Senator Cobey—An act to add Sections 6588.2, 14060.1, 14654.6, 20063.2, and 32109 to the Health and Safety Code, Sections 5781.20 and 9204.1 to the Public Resources Code, Section 16175 to the Public Utilities Code, Sections 21661.1, 30818, and 60141.1 to the Water Code, Section 4.2 to the Municipal Water District Act of 1911 (Chapter 671, Statutes of 1911), Section 14.1 to the Water Conservation Act of 1927 (Chapter 91, Statutes of 1927), Section 14.6 to the Water Conservation Act of 1931 (Chapter 1020, Statutes of 1931), Section 14.2 to the Orange County Water District Act

(Chapter 924, Statutes of 1933 and Section 24.1 to the Kings River Conservation District Act Chapter 931, Statutes of 1951), relating to notice on elections.

Referred to Committee on Local Government.

Senate Bill No. 1169: By Senators Thompson and Richards—An act to amend Section 2671 of the Elections Code, relating to filing fees at the direct primary election.

Referred to Committee on Elections.

Senate Bill No. 1170: By Senator Thompson—An act to amend Sections 10605 and 10606 of the Health and Safety Code, relating to vital statistics.

Referred to Committee on Public Health and Safety.

Senate Bill No. 1171: By Senator Thompson—An act to add Section 30358 to the Streets and Highways Code, relating to toll bridges.

Referred to Committee on Transportation.

Senate Bill No. 1172: By Senator Williams—An act to amend Section 631 of the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Senate Bill No. 1173: By Senators Dolwig, Thompson, Coombs, and O'Sullivan—An act to amend Section 454 of the Public Utilities Code, relating to increases in rates of public utilities.

Referred to Committee on Public Utilities.

Senate Bill No. 1174: By Senator Stiern—An act to add Sections 20990, 22154, and 22214 to the Government Code, relating to participation in the federal old age, survivors and disability insurance program by employees of school districts.

Referred to Committee on Local Government.

Senate Bill No. 1175: By Senator Shaw—An act to amend Section 73974 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1176: By Senator Shaw—An act to amend Section 73972 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1177: By Senator Arnold—An act to amend Section 333 of the Fish and Game Code, relating to antelope.

Referred to Committee on Fish and Game.

ADJOURNMENT

At 5 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, April 9, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FIRST LEGISLATIVE DAY

SIXTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 9, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

O God of truth and righteousness, help us to so order our ways that we may make secure the freedom in which we have been nurtured and made a great Nation. Grant us wisdom to use our freedom constructively and with prudent restraint. May we be strong to save it from enemies without, watchful to guard it against subversion from within, and courageous to allow its complete exercise within the law. AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Murdy, on motion of Senator Johnson, due to illness.

Senator Farr, on motion of Senator Fisher, due to illness.

Senator Thompson, on motion of Senator Erhart, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Martin J. Zonlight, Mrs. L. Heflin, Mr. M. Estrella, Mrs. R. Owen, Mrs. W. Wachob, Mrs. E. Bruton, Mrs. K. Kesteloot, Mrs. L. M. Snipes, Mrs. Genevieve Sibert,

Mrs. Ruth Peterson, Mrs. Marion Osborn, Mrs. Carol Shurtleff, Mrs. Mary Hartwig, Mrs. Mona Carter, Mrs. Charlotte Reynolds, Mrs. Marjory Malseed, and the following students from Oak Grove Intermediate in Concord: Annette Bullard, Mary Sue Cheney, Jim Dukey, Bob Eberlin, Christina Evers, Roberto Estrella, Bill Fynlayson, Ann Ginochio, Nancy Grant, Leslie Hefflin, Marcia McClurg, Greg Messer, Steve Owen, Jaclyn Pelland, Gary Alexander, George Eppeneder, Tim Eitzen, Perry Fry, Raymond Hammons, Arnold Hollander, Ronnie Kohler, Rex Layfield, James Lynch, Larry Monk, Ron Moore, Kent Littleton, John O'Melveny, Pat Sullivan, Jim Pieuch, Richard Schlaman, Chuck Schluter, Cathy Stroud, Doree Schneider, Ann Wachob, Bill Walker, Lynn White, Linda Courtemache, Ronald Ray Rose, Butch Skidmore, Nancy Smith, John White, Bill Huddleston, Kurt Maurer, Dave Peterson, Jo Anne Bagley, Sandra Beem, Mary Case, Mary Darnell, Judy Day, Janet Guerrero, Darlene Hoffner, Norma Lewis, Carol Longshore, Sandra McKean, Judy Osborn, Patrice Shawver, Sandra Shurtleff, Mary Jo Thomas, Diane Doyle, Bill Allen, Jim Birchfield, Phil Brassy, Jim Croell, Earl Cox, Frank Courter, Jim Deneen, Robby Dimmick, Perry Frates, Paul Fitzgerald, Bob Herren, Carl Implon, Pat Kesteloot, Susan Kulisk, Ricky Chalk, Steve Coffey, Dick Ewing, Greg Ford, David Floyd, Mike Grayson, Bruce Hartwig, Harlan Menton, James Rea, Mike Frisk, Robert Simpson, Dick Weeks, Terry Werner, Bill Totherow, Susan Lightbody, Kevin McKenna, Patty Matsutani, John Nicholson, Evelyn Pierce, Lyle Roessler, Dennis Russell, Jim Simmons, Jim Snipes, Harold Taylor, Jackie Young, Mary Lembeke, Betty Clements, Linda Bruton, Paul Cameron, Walter Miller, David Turner, Marshall Malseed, Diane Bielawski, Linda Blackstone, Charlotte Chase, Colleen Curtin, Nancy Deselms, Genie Devries, Valerie Dimmick, Lynn Johnson, Carolyn Lindsey, Becky Munns, Jerri Lyn Pantages, Penny Rider, Linda Reynolds, and Lea Carter.

On request of Senators Fisher and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Verna Morgan, Mr. Adrian Van Herwynen, Mr. Elmer Giacomazzi, Mr. Warren B. Carson, and the following students of Greenfield Union Elementary School: Janice Irene Armer, Weldon Eugene Bales, David Banuelos, Rachel Banuelos, Larry Gene Bennett, Nancy Bianchi, Iva Gail Bigham, Louis Jackie Bravo, Brenda Brewer, Jennifer K. Colvin, Stephen Chavez, Joe DeLeon, Luis Edward Domondon, Sylvia Espinosa, Cornelius Estrada, Sally M. Feuerborn, Michael G. Gilles, Darlynn Emma Louise Gertsch, Audrey Ann Giacomazzi, Jim Ray Gibbs, Chester Lloyd Gould, Olivia Govea, Virginia Mae Hall, Sharon Elizabeth Handley, James Heasley, Cynthia Horvath, Patsy Laurita Howard, Sandra Lea Hurley, Robert Ralph Hutchison, James Newton Kerr, Donnie F. Knott, James Leonardi, Josephine Macias, Jessie Eyvette Montgomery, Louis Leno Morinini, George J. Nunez, Alicia Mary Ramos, Nita Sue Reynolds, Pasqual B. Rivera, Garry Roy Roberts, Daniel Rocha, Isabell Rodriguez, Margaret Sanchez, Carlene Saroni, Shirley Snowden, Barbara Stoughton, Peggy L. Tucker, Kaye Varney, Wayne Williams, Edward E. Wyant, and Mary K. York.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Frieda Davies, Daintree Davies, Frank Brashear, and Yolanda Blom, of Palo Alto.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Sanford Todd of Long Beach, H. L. Goerlick and Robert Baker of Lakewood, Franklin Aleshire and Lloyd Manning of Pico Rivera, Robert Egenes of Sun Valley, and Dee Holder and Herb Ward of Los Angeles.

On request of Senator Christensen, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Oscar Swanlund of Eureka.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Daniel Longaker of Berkeley, and Mr. and Mrs. Clifford Preston and son James of Hayward.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kristal, Mr. Kinghorn, Mr. Bray, and the following students from Calaroga School in Hayward: Peter Adams, Michele Baker, Sandra Baldwin, Dolores Barr, Linda Cobb, Janet Colvin, Mary Ann Finnell, James Garing, Diane Gaub, Nancy Girvin, Virginia Gray, Stephen Harvey, David Horton, Henry Jimenez, Bonnie John, Arthur Johnson, Kathleen Johnson, David MacLaughlin, Rhea McConnell, James Marks, Charles Medeiros, Becky Oakman, Patricia Ortega, Helen Otto, Elena Parrish, Carol Richards, Peter Shandera, Jerry Slater, Sharon Thornton, Michael Weld, Terence Asbury, Martha Belcher, Charlene Billings, Marc Bratton, Donna Brown, William Carlson, Gordon Carpenter, Francine Eden, Katherine Fuller, Michael Holmes, John King, Leona Lawrence, Edmond Leys, Larry Lynch, Sharon Marks, Joey Mihos, Dennis Mino, Patricia Anderson, Ellen Baldwin, Robert Bruening, Charlene Carroll, Bonnie Davidson, John DeRossett, Holly Foss, Margie Gonzales, Paul Horton, Carol Hughes, Carmen Jiminez, Civia Kessler, Robert Kurtz, Yvonne Laigo, Mary Ellen Lair, Sandra Lee, Mary Sue Lewis, Ronnie Lightfoot, Joyce Minnitte, George Mitterwald, Judy Mullikin, Susan Neitzke, Nancy Norwood, Larry Oxford, Tad Pattison, Steve Petronzio, James Phalan, Frances Nottingham, Jack Oettli, Floyd Rahn, Frances Ann Rhys, Kathleen Riley, Ardene Scott, Linda Shoemaker, Judy Strader, Peggy Taylor, Milton Vigil, Roger White, Agnes Winkler, Karrol Robertson, Micki Sandford, David Santos, Carolyn Vaughn, Anthony Williams, and Barry Williams.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Romeo De Martini, Richard Hayes, and Edward Fitzgerald.

On request of Senators Fisher and Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Heidi D. Dreck of Carmel.

On request of Senators Coombs and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Elizabeth Busuk of Sacramento.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Alpha Paek and John E. Fox, of San Diego.

On request of Senators Fisher and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James Clewett of San Gabriel.

On request of Senators Fisher and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Terry Low Betts of Sacramento.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to J. Ahrens, Willard S. Brown, R. W. Bryant, T. H. Clovis, K. R. Conney, Mr. and Mrs. K. Dickerman, Mr. and Mrs. M. L. Flower, R. W. Fitzgerald, H. D. Lamb, J. F. McIntyre, R. A. Pekrul, N. P. Peralta, E. D. Teel, J. E. Tyler, and Mr. and Mrs. S. A. Williams from the Association of Machinists, San Diego.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 7, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

KARL HOLTON, a resident of Los Angeles; was director of the California Youth Authority from 1943 to 1952, when he became Los Angeles County Probation Officer. He was first appointed to the Board of Corrections in September, 1953, and was reappointed in March, 1955;

Member of the Board of Corrections, vice self, term expired, for the term prescribed by law, ending March 15, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 531

Assembly Bill No. 151

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 36

Senate Concurrent Resolution No. 41

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, April 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 106

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 106—Approving a new charter for the City of Eureka, a municipal corporation in the County of

Humboldt, State of California, ratified by the qualified electors of said city at a special election held therein on the fifth day of March, 1959.

Request for Unanimous Consent

Senator Christensen asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 106, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 106

Assembly Concurrent Resolution No. 106—Approving a new charter for the City of Eureka, a municipal corporation in the County of Humboldt, State of California, ratified by the qualified electors of said city at a special election held therein on the fifth day of March, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, and Slattery—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 725
Assembly Bill No. 734
Assembly Bill No. 806
Assembly Bill No. 817
Assembly Bill No. 841
Assembly Bill No. 992
Assembly Bill No. 1011
Assembly Bill No. 1242
Assembly Bill No. 1290

Assembly Bill No. 1316
Assembly Bill No. 1418
Assembly Bill No. 1436
Assembly Bill No. 1511
Assembly Bill No. 1526
Assembly Bill No. 1763
Assembly Bill No. 1792
Assembly Bill No. 1793

ARTHUR A. O'HINIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 725—An act to amend Section 8742 of, and to add Section 8745.5 to, the Business and Professions Code, relating to land surveying.

Referred to Committee on Business and Professions.

Assembly Bill No. 734—An act to amend Section 3352 of the Labor Code and to repeal Chapter 9 (commencing at Section 4250) of Division 4 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Agriculture.

Assembly Bill No. 806—An act to amend Sections 350 and 5018 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the registration of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 817—An act to amend Section 25642 of the Government Code, relating to fire protection.

Referred to Committee on Local Government.

Assembly Bill No. 841—An act to amend Section 106 of the Education Code, and Section 108 of the Education Code as proposed by Senate Bill No. 2, relating to meetings of the State Board of Education.

Referred to Committee on Education.

Assembly Bill No. 992—An act to add Sections 4008.2, 4008.3, and 4008.4 to the Business and Professions Code, relating to pharmacy.

Referred to Committee on Business and Professions.

Assembly Bill No. 1011—An act to amend Section 93 of the Streets and Highways Code, relating to maintenance and restoration of public highways.

Referred to Committee on Transportation.

Assembly Bill No. 1242—An act to add Article 2.6 (commencing at Section 265) to Chapter 2.5 of Division 1 of, and Section 11554.1 to, the Water Code, relating to contracts by the Department of Water Resources for construction of projects.

Referred to Committee on Water Resources.

Assembly Bill No. 1290—An act to amend Section 109.5 of the Streets and Highways Code, relating to agreements with the United States in connection with state highways.

Referred to Committee on Transportation.

Assembly Bill No. 1316—An act to amend Sections 34302 and 34304 of the Government Code, relating to the incorporation of cities.

Referred to Committee on Local Government.

Assembly Bill No. 1418—An act to amend Section 21115 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district payroll procedure.

Referred to Committee on Local Government.

Assembly Bill No. 1436—An act to amend Section 13641 of the Revenue and Taxation Code, relating to inter vivos transfers.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1511—An act to amend Section 25452 of the Government Code, relating to publication of notice to bidders on county contracts.

Referred to Committee on Local Government.

Assembly Bill No. 1526—An act to amend Section 10202.8 of the Insurance Code, relating to group life insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1763—An act to amend Sections 12100, 12200.1 and 12304 of, and to add Section 12200.2 to the Financial Code, relating to check sellers and cashers, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1792—An act to amend Section 22480 of the Financial Code, relating to charges on loans made by personal property brokers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1793—An act to amend Section 22451 of the Financial Code, relating to charges on loans by personal property brokers.

Referred to Committee on Insurance and Financial Institutions.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 9, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Constitutional Amendment No. 16

Assembly Concurrent Resolution No. 62

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Constitutional Amendment No. 16—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 10 to Article XI thereof, relating to the presentation, consideration and enforcement of claims against chartered counties, cities and counties and cities and against officers, agents and employees thereof.

Referred to Committee on Governmental Efficiency.

Assembly Concurrent Resolution No. 62—Relative to state publications sent to Members of the Legislature.

Referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 340—An act to add Section 6868 to the Harbors and Navigation Code, relating to river port districts;

And reports that the same has been correctly enrolled, and presented to the Governor on the ninth day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 125

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Finance

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 170

Assembly Bill No. 35

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 802

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 8, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 208

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 11; absent 5.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, April 7, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Bill No. 480

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which were referred:

Senate Bill No. 107

Senate Bill No. 579

Assembly Bill No. 211

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7; committee vote: Ayes 4; absent 3.

O'SULLIVAN, Vice Chairman

Above reported bills ordered to second reading.

Committee on Institutions

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Institutions, to which were referred:

Senate Bill No. 270

Senate Bill No. 919

Senate Bill No. 572

Assembly Bill No. 945

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COOMBS, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 335	Assembly Bill No. 566
Senate Bill No. 466	Assembly Bill No. 877
Assembly Bill No. 168	Assembly Bill No. 533

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 164	Assembly Bill No. 231
Senate Bill No. 165	Assembly Bill No. 257
Senate Bill No. 299	Assembly Bill No. 275
Senate Bill No. 595	Assembly Bill No. 568
Senate Bill No. 635	Assembly Bill No. 683
Senate Bill No. 769	

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 899

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 87

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 87

Senator Dilworth moved that Senate Bill No. 87 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 87—An act to amend Section 8816 of the Education Code, and Section 5715 of the Education Code as proposed by Senate Bill No. 2, relating to maintaining of junior college classes outside of school district.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 8816 of the Education Code, and", strike out line 2 of the title, and in line 3 of the title strike out "Bill No. 2", and insert "Section 5715 of, and to add Section 5715.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

On page 1, strike out lines 1 to 17, inclusive, and insert

"SECTION 1. Section 5715 of the Education Code as enacted by the Legislature at its 1959 Regular Session is amended to read:".

Amendment No. 3

On page 2, after line 7, insert

"SEC. 2. Section 5715.1 is added to said code, to read:

5715.1. The governing board of any district, maintaining a junior college, may establish courses outside the district primarily for students who are nonresidents of the district, providing the following conditions are fulfilled:

(a) The governing board of a high school district, not a part of a district maintaining a junior college, with the approval of the county board of education of the county having jurisdiction over the high school district, requests that junior college classes be offered in the high school district.

(b) The district, maintaining the junior college, requests and receives annually the prior written approval of the State Board of Education before establishing or continuing such classes outside its district.

This section shall be in effect until June 30, 1963."

Amendment No. 4

On page 2, strike out lines 8 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 25

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 25

Senator Dilworth moved that Senate Bill No. 25 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 25—An act to add Sections 268.6 and 271.5 to the Vehicle Code, relating to drivers' licenses.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 7, of the printed bill, after "witness", insert "shall sign a waiver of any claim against the State or the examiner for personal injuries arising out of the demonstration and".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 660

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 660

Senator Teale moved that Assembly Bill No. 660 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 660—An act to amend Sections 6440, 6441, 6442, 6443, 6446, 6447, 6460, 6461, 6462, 6463 and 6500 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 35, of the printed bill, as amended in Assembly March 23, 1959, strike out "due".

Amendment No. 2

On page 2, line 49, strike out "due".

Amendment No. 3

On page 4, line 21, strike out "second", and insert "first".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Chairman of the Committee on Insurance and Financial Institutions, to which was referred:

Senate Bill No. 897

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

MOTION TO AMEND SENATE BILL NO. 897

Senator Byrne moved that Senate Bill No. 897 be amended and re-referred to Committee on Insurance and Financial Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 897—An act to amend Section 771 of the Insurance Code, relating to insurance in connection with sales and loans.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 26, 1959, strike out line 4, and insert "with the costs thereof, if the borrower or purchaser fails to deliver to the lender".

Amendment No. 2

On page 2, line 6, strike out "insurance", and insert "an insurance policy".

Amendment No. 3

On page 2, line 7, strike out "obtained by the lender", and insert "then in force".

Amendment No. 4

On page 2, line 8, after "charge", insert "as determined by the Insurance Commissioner".

Amendment No. 5

On page 2, line 9, before the period, insert ", the payment of which fee by the agent or broker is not a violation of any other provision of this code".

Amendment No. 6

On page 2, line 10, after "unless", insert "specific".

Amendments read, and adopted.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 523

Senate Bill No. 814

Assembly Bill No. 359

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 523

Senator Grunsky moved that Senate Bill No. 523 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 523—An act to add Article 2 (commencing with Section 11035) to Chapter 1 of Division 10 of the Health and Safety Code, relating to searches incident to arrests for narcotic offenses.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 9, of the printed bill, strike out "premises", and strike out lines 10, 11, and 12, and insert "vehicle under the dominion and control of the arrested person, or any house, apartment or room lived in, rented by, or occupied by the arrested person shall be deemed incident to the arrest."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 814

Senator Regan moved that Senate Bill No. 814 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 814—An act to add Section 1193 to the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 14, of the printed bill, before "agent", insert "subcontractor or".

Amendment No. 2

On page 2, after line 24, insert

"(d) A person required by this section to give notice to the owner and to an original contractor need give only one such notice to the owner and to the original contractor with respect to all materials, service, labor, or materials he furnishes for a work of improvement, unless the same is furnished under contracts with more than one subcontractor, in which event the notice requirements must be met with respect to materials, services, labor, or equipment furnished to each such subcontractor.

If a notice contains a general description required by subdivision (a) of the materials, services, labor, or equipment furnished to the date of the notice, it is not defective because, after such date, the person giving notice furnishes materials, services, labor or equipment not within the scope of such general description."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 359

Senator Gibson moved that Assembly Bill No. 359 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 359—An act to amend Section 7 of the Penal Code, relating to the definition of "book."

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 22, of the printed bill, after "acts", insert "following an arrest".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 601

Senator Cobey moved that Senate Bill No. 601 be withdrawn from Committee on Insurance and Financial Institutions for purpose of amendment, and re-referred to committee.

Motion carried.

**CONSIDERATION OF DAILY FILE
UNFINISHED BUSINESS**

Consideration of Assembly Amendments

Senate Bill No. 339—An act to amend Section 8752 of the Education Code, and amend Section 5602 of the Education Code as proposed by Senate Bill No. 2, relating to junior high schools.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 339?

Amendment No. 1

On page 2, line 19, of the printed bill, strike out "said", and insert "this".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 339 by the following vote:

AYES—Senators Arnold, Beard, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, and Williams—29.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 878—An act to add Chapter 20 (commencing at Section 5400) to Division 6 of the Agricultural Code, relating to the fish industry.

Bill read second time.

Motion to Re-refer Senate Bill No. 878

Senator McBride moved that Senate Bill No. 878 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 565—An act to amend Sections 88, 2400, 5901, 5901.5, 5931, 5932, 5970, 7207, 7609, 7799, 7803.1, 7804, 7840, 7841, 7841.5, 7842, 7843, 7844, 7845, 7847, 7848, 8001, 8002, 8003, 8004, 8005, 8008, 8025.5, 8026, 8027, 8131, 8132, 8134, 8136, 8137, 8140, 8501, 8530, 8531, 8602, and 8603 of, to add Sections 7801, 7802, 7849, and 8029.5 to, to repeal and add Article 1 (commencing with Section 7920) and to repeal Article 2 (commencing with Section 7960), of Chapter 7 of Division 9 of, and to repeal Sections 5932.5, 7801, 7801.5, 7802, 7803, 7806, 7807, 8133, and 8135 of, the Elections Code, relating to the canvass of ballots.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 30, 1959, strike out "5901, 5901.5,".

Amendment No. 2

On page 1, strike out lines 14 to 16, inclusive, and on page 2, strike out lines 1 to 18, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 606—An act to repeal Section 6800 of, and to add Chapter 9 (commencing with Section 6900) to Division 8 of, the Elections Code, relating to voting machines.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Elections:

Amendment No. 1

On page 4 of the printed bill, after line 41, insert "6957. Whenever telephone lines are used to automatically transmit the vote in each precinct to a central counting station, the charge for the use of such lines shall be determined by the Public Utilities Commission."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Senate Bill No. 566—An act to amend Section 6150 of, and to add Section 6159 to, the Elections Code, relating to the State Commission on Voting Machines.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 5, of the printed bill, after "chairman", insert "and the Secretary of State shall be secretary".

Amendment No. 2

On page 1, between lines 10 and 11, insert "The secretary shall have the authority to make all arrangements for the time and place to examine voting equipment proposed to be sold in this State. He shall furnish a complete report of the findings of the examining engineers to each member of the commission."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Senate Concurrent Resolution No. 27—Relative to informing Members of the Legislature of the actions of state agencies.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed measure, strike out lines 20 to 23, inclusive.

Amendment No. 2

On page 2, strike out lines 22 to 30, inclusive.

Amendment No. 3

On page 2, lines 32 and 33, strike out "to the Director of Finance, the Superintendent of Public Instruction, and".

Amendments read, and adopted.

Second Set of Amendments to Senate Concurrent Resolution No. 27**Amendment No. 1**

On page 2, line 12, of the printed bill, after "sion", insert ", other than minor matters, emergency matters or necessary procedural steps taken to accomplish a previously made policy decision,".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

Senate Bill No. 669—An act to repeal Article 6 (commencing at Section 54150), and to add Article 6 (commencing at Section 54150), to Chapter 5 of Part 1 of Division 2 of Title 5 of the Government Code, relating to the repair and restoration of property damaged or destroyed by storms or floods.

Bill read second time.

Motion to Re-refer Senate Bill No. 669

Senator McBride moved that Senate Bill No. 669 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 763—An act to add Section 31116 to the Government Code, relating to county civil service systems.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 906—An act to repeal Section 11 of Chapter 33 of of the Statutes of 1956, First Extraordinary Session, relating to state and local planning.

Bill read second time.

Motion to Re-refer Senate Bill No. 906

Senator McBride moved that Senate Bill No. 906 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 703—An act to add Sections 33201.5, 33730.5, 33748, and 33749 to, to amend Sections 33202, 33231.5, 33502, 33503, 33700, 33701, 33703, 33704, 33730, 33731, 33732, 33736, 33745, 33746, 33747, 33850, and 33980 of, and to repeal Section 33280, Articles 4 (commencing as Section 33530) and 5 (commencing at Section 33560) of Chapter 3 of Part 1 of Division 24, and Section 33982 of, the Health and Safety Code, relating to community redevelopment and urban renewal.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 44—An act to amend Section 24074 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 15, of the printed bill, after "holder", insert "before the escrow holder is notified by the department of its approval of the transfer of the license".

Amendment No. 2

On page 1, lines 18 and 19, strike out "within 30 days after the recordation of the notice of the intended transfer pursuant to Section 24073".

Amendment No. 3

On page 1, line 23, strike out "with", and insert "within".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 744—An act to amend Sections 23320, 23328, 23329, and to repeal Sections 23324, 23326, 23333, and 23956 of the Business and Professions Code, relating to alcoholic beverages.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 15, of the printed bill, after "1,000,000", insert "gallons".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 744**Amendment No. 1**

In the first line of the title of the printed bill, strike out "23328, 23329, and to repeal Sections 23324, 23326, 23333, and 23956".

Amendment No. 2

On page 2, line 20, strike out "\$336.00 per year".

Amendment No. 3

On page 2, line 21, insert "for under \$20,000 gross retail sales	
of distilled spirits per year	\$200.00 per year
In addition, for \$20,000 or more gross retail sales of distilled spirits	
per year	\$200.00 per year"

Amendment No. 4

On page 3, strike out lines 25 through 50, inclusive.

Amendment No. 5

On page 3, following line 50, insert "The changes in fees made by Section 1 of this act shall be applicable on or after January 1, 1960, for all onsale licenses."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

Senate Bill No. 694—An act to amend Section 3358 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to charges for use of school property.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 695—An act to amend Section 15959 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district purchases.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 13—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Bill read second time.

Motion to Re-refer Senate Bill No. 13

Senator McBride moved that Senate Bill No. 13 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 14—An act to amend Sections 1781 and 1782 of the Education Code as enacted at the 1959 Regular Session, relating to the annexation, to school districts, of territory not in an elementary or high school district.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 249—An act to amend Section 7732.5 of the Education Code, and Section 19615 of the Education Code, as proposed by Senate Bill No. 2, relating to the repayment of state school building aid.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 250—An act to amend Section 7746 of the Education Code, and Section 19631 of the Education Code as proposed by Senate Bill No. 2, relating to the repayment of state school building aid, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 792—An act to amend Sections 10851, 10852 and the heading of Article 8 (commencing with Section 10851) of Chapter 1 of Division 9, and to add a new Section 10851 and Section 10853 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to hazing.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 817—An act to amend Section 17801 of the Education Code as enacted at the 1959 Regular Session, relating to basic state aid for high schools.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 807—An act to amend Section 10270.5 of the Insurance Code, relating to group disability insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 3 of the printed bill, strike out lines 20 to 25, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 838—An act to amend Section 10202.8 of the Insurance Code, relating to group life insurance.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, line 17, of the printed bill, after "may", strike out "insure", and insert "provide that the term 'employees' shall include".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 837—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance for trade associations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 806—An act to amend Section 10203.7 of the Insurance Code, relating to group life insurance for agents.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 836—An act to amend Section 10203.5 of the Insurance Code, relating to group life insurance.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 675—An act to amend Sections 2079 and 6019 of the Insurance Code, relating to the standard form fire insurance policy.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 43—An act to add Chapter 5.5 (commencing with Section 13480) to Part 3, Division 3, Title 2 of the Government Code, and to amend Section 11555 of said code, relating to the establishment of an Economic Development Agency in the Department of Finance.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 4, line 7, of the printed bill, as amended in Senate March 13, 1959, strike out "standards", and insert "levels".

Amendment No. 2

On page 4, line 30, strike out "and", and insert "subject to confirmation by the Senate, and shall".

Amendment No. 3

On page 5, between lines 9 and 10, insert "13495. The agency shall establish within the State such offices as may be necessary to effectuate the purposes of this chapter, and in this connection shall so locate such offices as to provide convenient, prompt and accessible service to those areas of the State which may be either losing population, or gaining population at a rate materially less than the state average."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 425—An act to amend Section 12880 of, and to add Sections 12881, 12882, 12883, 12884, 12885, 12886, 12887, 12888, 12889, and 12890 to, the Water Code, relating to state financial assistance for local projects, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 3, line 21, of the printed bill, strike out "five million dollars (\$5,000,000)", and insert "fifteen million dollars (\$15,000,000)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 494—An act to amend Section 5 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), relating to the Humboldt County Flood Control District.

Bill read second time.

Motion to Amend

Senator Christensen moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 19, of the printed bill, strike out "sell, and distribute electric energy", and insert "and sell electric energy at wholesale rates at the bus bar".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 621—An act to amend Section 14 of the Santa Clara County Flood Control and Water Conservation District Act, Chapter 1405 of the Statutes of 1951, relating to flood control and water conservation in Santa Clara County, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 680—An act to amend Sections 4, 5, 17, 24, 29, and 35 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to water supply in Orange County.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 862—An act to add Section 3.1 to, and to amend Sections 20 and 30 of, the Tehama County Flood Control and Water Conservation District Act (Chapter 1280, Statutes of 1957), relating to the Tehama County Flood Control and Water Conservation District.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 999—An act to create the Mariposa County Water Agency, prescribing its powers and duties, providing for its organization, operation, and management, and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for issuance of bonds, providing for the levy and collections of taxes for the payment of such indebtedness, providing for the issuing of bonds payable solely from revenues of the agency, providing for the levy and collection of taxes for the payment of general agency expenses and for co-operation and contracts with any entity, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 999

Senator McBride moved that Senate Bill No. 999 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 522—An act to add Section 5785.05 to the Public Resources Code, relating to recreation and park districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 746—An act to add Section 70045.4 to the Government Code, relating to superior court reporters of Trinity County.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 748—An act to amend Section 12 of the Alameda County Flood Control and Water Conservation District Act, relating to the levy and collection of taxes and assessments, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 3, line 3, of the printed bill, as amended in Senate March 16, 1959, strike out "bill", and insert "act".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 760—An act to add Section 50022.9 to the Government Code, relating to the adoption of ordinances by cities.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "without", and insert "by".

Amendment No. 2

On page 1, strike out lines 6 to 12, inclusive, and insert "of this article."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 607—An act to amend Section 6154 of the Elections Code, relating to voting machines.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in the Senate April 2, 1959, after line 9, insert

"The commission may require the person or corporation submitting the machine to deposit sufficient funds to guarantee the payment of the examination charges. The Secretary of State may deposit such funds in an appropriate treasury trust account

and, within 30 days after his report of examination, draw a refund check to the credit of the person or corporation for any amount in excess of costs."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to second reading.

Senate Bill No. 437—An act to add Section 35010 to the Government Code, and to amend Section 731a of the Code of Civil Procedure, relating to county zoning for airport purposes.

Bill read second time, and ordered to third reading.

Senate Bill No. 99—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1254—An act to amend Section 1053 of the Fish and Game Code, relating to duplicate licenses.

Bill read second time, ordered to Consent Calendar.

Assembly Bill No. 389—An act to amend Section 4184 of the Fish and Game Code, relating to bears.

Bill read second time.

Motion to Re-refer Assembly Bill No. 389

Senator McBride moved that Assembly Bill No. 389 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1235—An act to amend Sections 9750, 9754.1, 9755, 9756, 9760, 9801, 9850, 9912, 11101, 11119, and 11120 of, the Elections Code, relating to municipal elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Assembly March 20, 1959, after "newspaper", insert "of general circulation".

Amendment No. 2

On page 1, line 22, after "newspaper", insert "of general circulation".

Amendment No. 3

On page 2, line 33, after "newspaper", insert "of general circulation".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 837—An act to amend Sections 16771 and 16772 of the Government Code, relating to state bonds.

Bill read second time, and to Consent Calendar.

Assembly Bill No. 1255—An act to amend Section 16731 of the Government Code, relating to the registration of state bonds.

Bill read second time, and to Consent Calendar.

Assembly Bill No. 488—An act to add Section 20596.1 to, and to amend Section 20601 of, the Education Code; to add Section 24556.5 to, and to amend Section 24561 of, the Education Code as proposed by Senate Bill No. 2, relating to the State College Revenue Bond Act of 1947.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 3, line 3, of the printed bill, strike out "20556.5", and insert "24556.5".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1208—An act to add Section 23394.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and to third reading.

Assembly Bill No. 1323—An act to add Section 24209 to the Business and Professions Code, relating to alcoholic beverages.

Bill read second time, and to third reading.

Assembly Bill No. 495—An act to amend Section 9535 of the Education Code, and amend Section 8801 of the Education Code as proposed by Senate Bill No. 2, relating to county school service fund library services.

Bill read second time, and to Consent Calendar.

Assembly Bill No. 507—An act to amend Section 4902.05 of, and to repeal Section 4902.1 of, the Education Code; and amend Section 3113 of, and to repeal Section 3117 of, the Education Code as proposed by Senate Bill No. 2, relating to the reorganization of school districts.

Bill read second time, and to Consent Calendar.

Assembly Bill No. 1008—An act to amend Section 13842 of the Education Code, and to repeal Section 13842 of said code as amended by Chapter 1635 of the Statutes of 1953, and to repeal Section 13525 of, and to amend and renumber Section 13525.1 of the Education Code as proposed by Senate Bill No. 2, relating to the compensation of personnel employed in the public schools, declaring the urgency thereof to take effect immediately.

Bill read second time, and to third reading.

Assembly Bill No. 966—An act to amend Section 11624 of, and to add Section 11624.5 to, the Insurance Code, relating to commissions on insurance placed with the California Automobile Assigned Risk Plan, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 2, line 10, of the printed bill, as amended in Assembly March 18, 1959, strike out "and commission payments".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Assembly Bill No. 153—An act to amend Section 10493 of the Insurance Code, relating to insurance for participants in municipal playground activities.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 14, of the printed bill, strike out "(a)", and insert "(A)".

Amendment No. 2

On page 2, line 17, strike out "(b)", and insert "(B)".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1263—An act to amend Section 5252 of the Financial Code, relating to actions by the Savings and Loan Commissioner on applications filed with him, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 965—An act to amend Section 1592 of the Insurance Code, relating to alien insurers.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 500—An act to add Title 2 (commencing with Section 1801) to Part 4, Division 3, of the Civil Code, relating to credit and installment sales of goods and services.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 3, line 1, of the printed bill, as amended in Senate April 2, 1959, strike out "but", and strike out all of lines 2 to 6, inclusive, and insert a period.

Amendment read, and adopted.

Second Set of Amendments to Assembly Bill No. 500**Amendment No. 1**

On page 2, line 27, of the printed bill, as amended in Senate April 2, 1959, strike out "boats with a cash sale price exceeding two thousand"; and strike out all of line 28; and on line 29, strike out "equipment, nor".

Amendment read, and adopted.

Third Set of Amendments to Assembly Bill No. 500**Amendment No. 1**

On page 15 of the printed bill, strike out line 48, and insert "1812.1. In addition to any existing exemption under any other provisions of law, the".

Amendment read, and adopted.

Fourth Set of Amendments to Assembly Bill No. 500**Amendment No. 1**

On page 15, line 34, of the printed bill, as amended in Senate April 2, 1959, strike out "suit", and insert "collection".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 551—An act to amend Section 24005 of the Government Code, relating to vacations of county employees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 552—An act to amend Section 53205.1 of the Government Code, relating to premium payments by local agencies from public funds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 667—An act to add Sections 10109, 10110, and 10111 to the Streets and Highways Code, relating to domestic water supply improvements under the Municipal Improvement Act of 1913.

Bill read second time, and ordered to third reading.

Assembly Bill No. 654—An act to amend Section 74641 of the Government Code, relating to municipal courts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

In the introduction line in the heading of the printed bill, after "Holmes", insert "(Senator Hollister, co-author)".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 613—An act to amend Sections 28156 and 28156.1 of the Government Code, relating to compensation for public service in counties of the fifty-sixth class.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 893—An act to amend Section 14736 of the Education Code, and amend Section 14674 of the Education Code as proposed by Senate Bill No. 2, relating to district retirement boards.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 4—An act to amend Sections 74341, 74343, and 74345 of, and to add Section 74346.5 to, the Government Code, relating to the municipal court in a district embracing the City of San Diego, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 3, line 6, of the printed bill, as amended in Senate March 31, 1959, strike out "_____ dollars (\$_____)", and insert "four hundred fifteen dollars (\$415)."

Amendment No. 2

On page 3, strike out line 7.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 490—An act to amend Sections 2804, 2808 and 2810 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 19, of the printed bill, after "way", insert "and easements necessary in connection with such improvement".

Amendment No. 2

On page 2, lines 19 and 20, strike out "and capacity rights in existing sewers".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 812—An act to amend Section 35541 of the Health and Safety Code, and to amend Section 2 of Chapter 1246, Statutes 1955, relating to temporary housing projects.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Assembly March 6, 1959, strike out "said code", and insert "the Health and Safety Code".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 372—An act to add Section 2830 to, to repeal Sections 25, 953, 2750, 3709.5, 6310, 7970.5, 7972, and 7972.5 of, to repeal Chapter 1 (commencing at Section 2000) of Division 5 of, to repeal Article 2 (commencing at Section 3870) of Chapter 2 of Division 6 of, and to amend Sections 3002, 3709, 3711, 6207, 6208, 7001, 7051, 7970, 7971, 8720, and 10050 of, the Elections Code, relating to the selection of delegates to party conventions.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 372 be passed on file and retain its place on file until Monday, April 13, 1959.

Motion carried.

Senate Bill No. 783—An act to amend Section 8162 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to exemptions from courses in physical education.

Motion to Retain Place on File

Senator Fisher moved that Senate Bill No. 783 be passed on file and retain its place on file until Monday, April 13, 1959.

Motion carried.

Senate Bill No. 728—An act to add Section 11689 to the Health and Safety Code, relating to evidence in criminal actions and proceedings involving narcotic laws.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 728 be passed on file and retain its place on file until Monday, April 13, 1959.

Motion carried.

Senate Bill No. 727—An act to add Section 23014 to the Government Code, relating to the establishment of county revolving funds to finance district improvements.

Motion to Refer Bill to Inactive File

Senator Rodda moved that Senate Bill No. 727 be placed on the inactive file.

Motion carried.

Senate Bill No. 125—An act to add Section 3352.5 to the Revenue and Taxation Code, relating to delinquent tax notices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, and Stiern—29.

NOES—Senators Dilworth, Donnelly, and Williams—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 816—An act to repeal Chapter 6 (commencing at Section 19301 of Division 14, and Sections 19566, 19567, 19569, 19573, 19575, 19578, 19605, 19622, 19652, 19653, and 19659, and to amend Sections 19576, 19595, and 19629, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 46—Relative to sea lions.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Erhart, Fisher, Grunsky, Hollister, McCarthy, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, and Williams—23.

NOES—Senators Donnelly, Gibson, Holmdahl, Johnson, McBride, Miller, Regan, Richards, Stiern, and Teale—10.

Resolution ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay area Rapid Transit District.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 530 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 863—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Motion to Retain Place on File

Senator Richards moved that Assembly Bill No. 863 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 1073—An act to amend Section 190 of the Streets and Highways Code, relating to the allocation of funds to grade separation projects.

Bill read third time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly March 20, 1959, after "projects", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 3, after line 7, insert

"SEC. 2. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

There are within this State numerous streets and highways which cross railroad tracks at extremely dangerous and hazardous points. At such points the construction of railway grade separation structures, by their very nature and purpose a safety device, would result in the saving of life and property. The value of human life, the suffering of injured persons, and damage to property requires that these projects not be delayed. This act would facilitate the construction of such grade crossing projects."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 616—An act to amend Section 2540 of the Elections Code, relating to the qualification of political parties.

Bill read third time, and presented by Senator Short.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Cobey, Collier, Dilworth, Donnelly, Erhart, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Montgomery, Rattigan, Regan, Rodda, Short, Slattery, Stiern, and Williams—22.

NOES—Senators Arnold, Beard, Dolwig, McCarthy, O'Sullivan, Richards, and Shaw—7.

Motion to Reconsider

Senator Beard moved to reconsider the vote whereby Assembly Bill No. 616 was passed.

Postponement of Reconsideration

On motion of Senator Beard, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 616 was passed, was continued until the next legislative day.

Assembly Bill No. 1233—An act to amend Sections 1711, 1712, 1722, and 1771 of the Elections Code, relating to municipal initiative and referendum measures.

Bill read third time, and presented by Senator Shaw.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 869—An act to add Section 25844 to the Government Code, relating to weather data.

Bill read third time, and presented by Senator Dilworth.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 393—An act to amend Section 8276 of the Fish and Game Code, relating to crabs.

Bill read third time, and presented by Senator McAteer.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—33.

NOES—Senator Christensen—1.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1178: By Senator Burns—An act to repeal Sections 19480.2, and 19480.3 of the Business and Professions Code, relating to horse racing.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1179: By Senator Burns—An act to amend Sections 34014, 34026, 34801, 34802, 34803, 35907, and 36575 of, and to add Sections 35008, 35009, 35410, 35411, 35909, 35910, 35911, 36409, 36831, 36832 and 36833 to, the Water Code, relating to California water districts.

Referred to Committee on Local Government.

Senate Bill No. 1180: By Senator Grunsky—An act to add Section 827.8 to the Agricultural Code, relating to apple standards.

Referred to Committee on Agriculture.

Senate Bill No. 1181: By Senator Shaw—An act to amend Section 74264 of the Government Code, relating to the municipal court established in a district embracing the City of San Bernardino.

Referred to Committee on Local Government.

Senate Bill No. 1182: By Senator Shaw—An act to amend Section 74262 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1183: By Senator Short—An act to add Section 438 to the Government Code, relating to United States Flags.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1184: By Senator Montgomery—An act to add Section 30700.5 to the Water Code, relating to county water districts.

Referred to Committee on Water Resources.

Senate Bill No. 1185: By Senator Regan—An act to add Section 1294 to the Code of Civil Procedure, relating to arbitration.

Referred to Committee on Judiciary.

Senate Bill No. 1186: By Senator Short—An act making an appropriation from the State Highway Fund for allocations to counties and cities for the construction of grade protections.

Referred to Committee on Finance.

Senate Bill No. 1187: By Senator Short—An act to add Section 43556.6 to the Agricultural Code, relating to fluid milk and fluid cream.

Referred to Committee on Agriculture.

Senate Bill No. 1188: By Senator O'Sullivan—An act to add Sections 13105.5, 13113.5, 13145.5, and 13171.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the renewal of credentials authorizing service in the Public School System.

Referred to Committee on Education.

Senate Bill No. 1189: By Senator Dolwig—An act to amend Section 6731 of the Business and Professions Code, relating to the practice of engineering.

Referred to Committee on Business and Professions.

Senate Bill No. 1190: By Senators Dolwig, Gibson, and Collier—An act to repeal Section 3.5 (commencing at Section 2220) of, and to add Division 3.5 (commencing at Section 2220), to the Streets and Highways Code, relating to the issuance and sale of bonds to finance the immediate construction of county roads and city streets, such bonds to be payable solely from certain portions of the State Highway Fund and Highway Users Tax Fund, and authorizing the immediate expenditure of the proceeds from the sale of such bonds for the construction of such roads and streets.

Referred to Committee on Transportation.

Senate Bill No. 1191: By Senator Hollister—An act to amend Section 23817 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Constitutional Amendment No. 24: By Senators Dolwig, Gibson, and Collier—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding to Article XXVI thereof a new section to be numbered 5, relating to the issuance of bonds for highway purposes.

Referred to Committee on Transportation.

ADJOURNMENT

At 4:30 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Friday, April 10, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-SECOND LEGISLATIVE DAY

SEVENTIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, April 10, 1959

The Senate met at 11 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, and Williams—29.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

We pray Thy blessing, our Father, to rest upon this State of California, and all the leaders we have chosen. Help us to rise above our sectional and partisan differences to build together one great State, dedicated to all the people who are here now, and the increase of millions who will come here in the future to make their homes in our pleasant surroundings. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Grunsky, on motion of Senator McCarthy, due to legislative business.

Senator Farr, on motion of Senator McCarthy, due to illness.

Senator Murdy, on motion of Senator McCarthy, due to illness.

Senator Thompson, on motion of Senator McCarthy, due to legislative business.

Senator Collier, on motion of Senator McCarthy, due to legislative business.

Senator McAteer, on motion of Senator McCarthy, due to legislative business.

Senator Cobey, on motion of Senator McCarthy, due to legislative business.

Senator Dilworth, on motion of Senator Williams, due to legislative business.

Senator Byrne, on motion of Senator Johnson, due to legislative business.

Senator Teale, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Vijay Bhaten of Sacramento.

On request of Senators Richards and Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Indra Sinka of Los Angeles.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Schiavenza of San Leandro, Mike Manfredo of Oakland, and Mrs. Lois Sims of Alameda.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Frederick Newton and children, Daniel, Patrick, and Kathleen, of Stratford.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Carr S. Pechtel of El Granada.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. John Alcamo of Modesto, and Mrs. Elie F. Faure of Kentfield.

On request of Senators Stiern and Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Charles W. Chesterman of Berkeley.

On request of Senators Erhart and Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Edwin Markham Junior High: Pam Bartlett, Carol Bennett, Karen Bledsoe, Carol Behnacker, Suzanne Brown, Teresa Burciaga, Rae Carillo, Karen Carruth, Janice Dent, Veronica Downey, Loree Eggink, Kathy Espinoza, Jean Flink, Nancy Griffis, Sally Grube, Penny Harper, Lynn Johnston, Donna Jorgenson, Rae Kanne, Pennie Littrell, Pat McDowell, Bonnie MacCormack, Karen Marner, Susan Marshall, Gloria Mazzola, Judy Moyer, Susan Myrick, Phyllis Neufeld, Carol Paris, Mary Pope, Roberta Senger, Pat Shea, Mary Ellen Sierra, Arline Silva, Margaret Smiley, Sheri Smith, Sandy Stevenson, Sandra Stom, Robin Watt, Kathy Wood, Eliza Zapata, Linda Alfinito, Susan Bailey, Joyce Bisconer, Linda Bonito, Vickey Campos, Betty Faubert, Willaine Grosh, Sharon Indra, Kathy Johnson, Sue Johnson, Carol Lazetera, Carol Lee, Jeanne Melikian, D'On Perkins, Joanne Sellarole, Emily Weeth, Gae Williams, Georgia Zeiders, Bill Buonaccorsi, Victor Gistulli, Will Colson, Ralph Cummings, Mario Ernani, Eric Ewen, David Gallardo, William Hogue, Gordon Link, Wayne Newhouse, Bob Pasquinelli, Howard Perdue, Wayne Rhoten, Richard Schilla, Larry Souza, Rick Stegeman, Robert

Saymanski, Rick Vaggione, Lennie Wade, Barry Wagman, Jim Wells, and Jim Wall.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. John Willson, Mr. Ray Ipsen, Mrs. Lee DeGraffenried, Mrs. Dan Graybill, and the following students of Round Valley Elementary School: Bill Arcularius, the grandson of the late Senator Keough, Posie Baldwin, Patty Blum, Janette DeGraffenried, Genie Funk, DeLoa Graybill, Mike Gribben, Glyn Green, Ronnie Herman, Keith Herzog, Kenny Kilgore, Sue Laney, Margaret Peden, James Race, Gretchen Sausa, Susan Verberkmoes, and Don Wade.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. George L. Moore, superintendent, and Mr. Cecil C. Williams, principal, and the following students of Walnut Creek Christian Academy: Ronnie Brown, Miriam Morris, Bonnie Link, Carol Kirkman, Charles Tunison, Paul Moore, Ronnie Harris, Richard Nisbet, and Kenneth Vargas.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lewis, Mrs. Jensen, Miss Schmidt, Mr. McNeil, and the following students of Glenbrook Intermediate School: Doris Allison, Jean Buckley, Dava Clark, Karen Edgar, Cozette Ewing, Karen Harrison, Constance Huber, Jerri Jewett, Judy Karns, Jean Morgan, Joan Nutley, Patricia Simpson, Elizabeth Teahan, Linda Trammell, Stanley Bennett, Allen Boyesen, Wayne Davidson, John Hine, Bradley Hutting, Mike Johnson, Larry Moneypenny, Michael Murchie, Jim Peebles, Tommy Porter, Larry Richardson, Hans Simmons, Larry Stuart, Ronald Taylor, Tommy Thomas, Roger Vickers, Judy Adams, Janet Albietz, Karen Bechtel, Darlene Bjork, Joanne Catalina, Barbara Derana, Elizabeth Doyle, Gloria Drum, Kathie Errett, JoAnn Gabriel, Vicki Garrard, Mary Graham, Anna Martin, Karla Smith, Robbin Wells, Bob Burroughs, Don Cue, John Dorsett, Tom Eigard, James Fabey, William Hansen, George Hegarty, David Hirschman, Tom Horsfall, David Orth, Jim Richardson, Fred Schewecke, Jim Slattery, Allen Steen, Richard Wainwright, Gary Wenger, Lani Austin, Shirlee Ball, Carol Chamberlain, Meryl Connors, Elvia Gonzales, Sharon Herring, Susan Hopkins, Ellen Kingsley, Cheryl Lewis, Helen Mitchell, Mary McGinnis, Roberta Thain, Sandy Thomas, Patricia Tooker, Barbara VanDeventer, Carol Weibel, Lesley Allen, Jerry Amarant, Johnny Ballard, Michael Broce, Richard Brooks, Allen Brown, Michael Cadd, Rex Dickenson, Gary Hickle, Ronald Ingersol, Randy Krumland, John McKinley, Phillip Perry, Herbert VanWert, Kenneth Williams, Richard Yamanaka, Lauren Baca, Gaye Carlos, Gloria Casey, Arlene Childs, Barbara Dorrance, Sue Duff, Nancy Furnish, Judy Johnston, Gay Goodman, Ruth Ann Kegley, Nancy Kortum, Ruby McFerrin, Terry Pretzsch, Gloria Morgan, Vicki Romig, Janice Walker, Faith Scruggs, Beth York, Bob Choate, Glen Crooks, William Curran, John Daniel, Richard Garvin, Escott Gardiner, Barry Koven, Roy Lee, Danny Newcomb, James Odling, Arnold Slater, Ken Smith, Jim Sousa, John Toth, and George Vig.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John H. Bond and Norman Silveira, and the following students of Alvarado Elementary School: Henry Avila, Martha Barrera, Norman Call, Donna Campos, Fred Cicairos, Innocencio Escandon, Dolores Garcia, Jesse Garcia, Walter Hendrickson, Dennis Machado, Gloria Melena, John Moreno, Mary Moreno, Magdalena Oliva, LeRoy Pinto, Elizabeth Rivada, Alvera Roche, Carol Silva, Melvin Silva, Frank Tenorio, Jane Vega, and Ruth Collier.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Foothill Union School: Chris Ann Gilman, Ron Hill, Sherry Gorman, Jeni Vee Haskell, Gary Jones, David Reusser, Janice Beasley, Paul Wolters, John Yore, Meldine Hunt, John Peacock, and John Collier.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules, to which a message from the Governor was referred appointing:

WILLIAM E. WARNE, Director of Fish and Game, vice Seth Gordon, resigned; Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointment of the Governor be confirmed.

BURNS, Chairman

The above reported appointment by the Governor, to be confirmed by the Senate, was ordered printed in the Journal upon request of Senator Burns.

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 14	Senate Bill No. 695
Senate Bill No. 249	Senate Bill No. 703
Senate Bill No. 250	Senate Bill No. 746
Senate Bill No. 522	Senate Bill No. 763
Senate Bill No. 621	Senate Bill No. 792
Senate Bill No. 675	Senate Bill No. 817
Senate Bill No. 680	Senate Bill No. 836
Senate Bill No. 694	Senate Bill No. 837

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 806
Senate Bill No. 862

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 44	Senate Bill No. 760
Senate Bill No. 494	Senate Bill No. 807
Senate Bill No. 565	Senate Bill No. 838
Senate Bill No. 748	Senate Concurrent Resolution No. 27

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Assembly Bill No. 117

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on Consent Calendar.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:
Senate Bill No. 657
Senate Bill No. 880
Assembly Bill No. 212

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:
Assembly Joint Resolution No. 8

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

WILLIAMS, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:
Senate Bill No. 646
Senate Bill No. 1141

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

WILLIAMS, Chairman

Above reported bills re-referred to Committee on Finance.

Committee on Natural Resources

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:
Senate Bill No. 898

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

BERRY, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:
Assembly Concurrent Resolution No. 84

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BERRY, Chairman

Above reported resolution ordered to third reading.

Committee on Rules

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:
Assembly Bill No. 718

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BURNS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules, to which was referred:

Assembly Concurrent Resolution No. 50

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolution ordered to third reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 711

Senate Bill No. 867

Senate Bill No. 863

Assembly Bill No. 1394

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 711

Senator Richards moved that Senate Bill No. 711 be amended and re-referred to Committee on Governmental Efficiency.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 711—An act to amend Sections 2011, 2016, 2160, and 2163 of, and to repeal Sections 2181, 2181.01, 2181.05, 2224, and 2224.1, of the Welfare and Institutions Code and to amend Section 206.7 of the Civil Code, relating to relatives' responsibility requirements with respect to the old age assistance program.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "2011, 2016, 2160, and 2163 of, and", and insert "2181, 3088, and 3474 of, and to add Section 4189.5 to, the Welfare and Institutions Code,".

Amendment No. 2

Strike out lines 2 and 3 of the title, and in line 4 of the title strike out "206.7 of the Civil Code,".

Amendment No. 3

In line 5 of the title, strike out "with respect to the old age assistance program".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 4

On page 1, strike out line 1, and insert

"SECTION 1. Section 2181 of the Welfare and Institutions Code is amended to read:

2181. The board of supervisors [shall] *may* determine the ability of responsible relatives to contribute to the support of applicant and designate the amount of aid, if any, to be granted. The maximum degree of liability of the responsible relative shall be determined by "relatives' contribution scale." In determining ability to contribute, the financial circumstances of responsible relatives shall be given due consideration and, in unusual cases, contributions at less than the amount fixed by "relatives' contribution scale" may be made as the board of supervisors may deem justifiable.

For purposes of this chapter, income of a responsible relative is defined as the sum of the income constituting the separate property of the responsible relative,

the income (excluding earnings) which is community property subject to the direction and control of the responsible relative, and the earnings of the responsible relative but not of his or her spouse.

In computing net income, a flat 20 percent allowance shall be permitted in lieu of a reduction for the actual amount of personal income taxes, unemployment insurance taxes and social security taxes. Allowance shall also be permitted for expenses necessary to produce income, including the cost of transportation to and from work, meals eaten at work, union dues, cost of tools, equipment, and uniforms, and net actual and necessary traveling expenses incurred by the relative in performance of his employment. Traveling expenses shall include only those expenses incurred while away from home in pursuit of a trade or business which are not reimbursed by the relative's employer.

A responsible relative who is self-employed shall also be allowed to deduct the expenses necessary for obtaining the income.

For purposes of this chapter, the earnings of the spouse of the applicant or recipient shall not be considered community property.

RELATIVES' CONTRIBUTION SCALE

A. Net monthly income of responsible relatives in family	B. Number of persons dependent upon income										
	1	2	3	4	5	6	7	8	9	10 and over	
C. Maximum required monthly contributions											
[200]											
400 or under	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
[201- 225]											
401- 425	5	0	0	0	0	0	0	0	0	0	0
[226- 250]											
426- 450	10	0	0	0	0	0	0	0	0	0	0
[251- 275]											
451- 475	15	0	0	0	0	0	0	0	0	0	0
[276- 300]											
476- 500	20	0	0	0	0	0	0	0	0	0	0
[301- 325]											
501- 525	25	5	0	0	0	0	0	0	0	0	0
[326- 350]											
526- 550	30	10	0	0	0	0	0	0	0	0	0
[351- 375]											
551- 575	35	15	5	0	0	0	0	0	0	0	0
[376- 400]											
576- 600	40	20	10	0	0	0	0	0	0	0	0
[401- 425]											
601- 625	45	25	15	5	0	0	0	0	0	0	0
[426- 450]											
626- 650	50	30	20	10	0	0	0	0	0	0	0
[451- 475]											
651- 675	55	35	25	15	5	0	0	0	0	0	0
[476- 500]											
676- 700	60	40	30	20	10	0	0	0	0	0	0
[501- 525]											
701- 725	65	45	35	25	15	5	0	0	0	0	0
[526- 550]											
726- 750	70	50	40	30	20	10	0	0	0	0	0
[551- 575]											
751- 775	75	55	45	35	25	15	5	0	0	0	0
[576- 600]											
776- 800	80	60	50	40	30	20	10	0	0	0	0
[601- 625]											
801- 825	85	65	55	45	35	25	15	5	0	0	0
[626- 650]											
826- 850	90	70	60	50	40	30	20	10	0	0	0
[651- 675]											
851- 875	95	75	65	55	45	35	25	15	5	0	0
[676- 700]											
876- 900	100	80	70	60	50	40	30	20	10	0	0
[701- 725]											
901- 925	105	85	75	65	55	45	35	25	15	5	5
[726- 750]											
926- 950	110	90	80	70	60	50	40	30	20	10	10
[751- 775]											
951- 975	115	95	85	75	65	55	45	35	25	15	15

A. Net monthly income of responsible relatives in family	B. Number of persons dependent upon income									
	1	2	3	4	5	6	7	8	9	10 and over
C. Maximum required monthly contributions										
[776-800]										
976-1,000	\$120	\$100	\$90	\$80	\$70	\$60	\$50	\$40	\$30	\$20
[801-825]										
1,001-1,025	125	105	95	85	75	65	55	45	35	25
[826-850]										
1,026-1,050	130	110	100	90	80	70	60	50	40	30
[851-875]										
1,051-1,075	135	115	105	95	85	75	65	55	45	35
[876-900]										
1,076-1,100	140	120	110	100	90	80	70	60	50	40
[901-925]										
1,101-1,125	145	125	115	105	95	85	75	65	55	45
[926-950]										
1,126-1,150	150	130	120	110	100	90	80	70	60	50
[951-975]										
1,151-1,175	155	135	125	115	105	95	85	75	65	55
[976-1,000]										
1,176-1,200	160	140	130	120	110	100	90	80	70	60
[1,001-1,025]										
1,201-1,225	165	145	135	125	115	105	95	85	75	65
[1,026-1,050]										
1,226-1,250	170	150	140	130	120	110	100	90	80	70
[1,051-1,075]										
1,251-1,275	175	155	145	135	125	115	105	95	85	75
[1,076-1,100]										
1,276-1,300	180	160	150	140	130	120	110	100	90	80
[1,101-1,125]										
1,301-1,325	185	165	155	145	135	125	115	105	95	85
[1,126-1,150]										
1,326-1,350	190	170	160	150	140	130	120	110	100	90
[1,151-1,175]										
1,351-1,375	195	175	165	155	145	135	125	115	105	95

The maximum required monthly contribution of responsible relatives in one family where the net monthly income is over one thousand [one] three hundred seventy-five dollars [(\$1,175)] (\$1,375) shall be the amount computed by entering the column of maximum required monthly contribution appropriate to number of persons dependent upon income as shown in the relatives' contribution scale for a net monthly income of one thousand [one] three hundred fifty-one dollars [(\$1,151)] (\$1,351) to one thousand [one] three hundred seventy-five dollars [(\$1,175)] (\$1,375) and then adding to the required monthly contribution thus ascertained an additional sum of five dollars (\$5) contribution for each and every bracket of twenty-five dollars (\$25) net income over and above one thousand [one] three hundred seventy-five dollars [(\$1,175)] (\$1,375), the same as if the relatives' contribution scale were extended by brackets of twenty-five dollars (\$25) net income in column A with corresponding step-by-step increases of five dollars (\$5) monthly contribution in each column under B and C.

Sec. 2. Section 3088 of said code is amended to read:

3088. The board of supervisors or an agent designated by the board [shall] may determine if the applicant or recipient of aid has within this State a spouse, parent, or adult child responsible to contribute to the support of the applicant or recipient of aid pursuant to the relatives' contribution scale of this section. A form [shall] may be sent to the responsible relative requiring the information essential to a determination of the relative's liability to support under said scale.

If any applicant for or recipient receiving aid under provisions of this chapter has residing within the State a spouse, parent, or adult child, pecuniarily able to support him, upon the failure of such kindred to perform their duty to support the blind person the board of supervisors may request the district attorney or other civil legal officer of the county to proceed against the kindred in the order of their responsibility for support.

Upon such request the district attorney, or other civil legal officer of the county granting aid may, on behalf of the county, maintain an action in the superior court of the county granting such aid, against such relatives, in the order named: (1) to recover for the county such portion of the aid granted as the courts find such relative or relatives pecuniarily able to pay and (2) to secure an order requiring the payment to the county of any sums which may become due in the future for which the relative may be liable. The receipt of aid by the applicant under the provisions of this chapter, however, shall not be contingent upon such recovery or such order. The sums so recovered shall be credited by the county in its settlement with the State.

The board of supervisors directly or through an authorized agent [shall] *may* determine the ability of responsible relatives to contribute to the support of applicant and designate the amount of aid, if any, to be granted. The maximum degree of liability of the responsible relative shall be determined by "relatives' contribution scale." Nothing in this section shall preclude the right of an applicant or recipient, or a responsible relative, from appealing directly to the board of supervisors concerning any determination made with respect to the degree of liability of responsible relatives, or of the authority of the board of supervisors to reduce responsible relatives' payment below the amount specified in the scale, where the circumstances justify.

No court action filed under the authority of this section shall seek the recovery for a county of any sum paid to a recipient of aid at a time prior to the day upon which the board of supervisors made a finding that the defendant spouse or adult child was pecuniarily able to support the recipient. If the responsible relative wilfully and without good cause delays in filing the statement of his income within the time limits as provided in this section the county may seek recovery from such responsible relative from the date said statement is required to be returned to the board of supervisors or their designated agent.

In determining ability to contribute, the financial circumstances of responsible relatives shall be given due consideration and in unusual cases, contributions at less than the amount fixed by "relatives' contributions scale" may be made as the board of supervisors may deem justifiable.

For purposes of this chapter, income of a responsible relative is defined as the sum of the income constituting the separate property of the responsible relative, the income (excluding earnings) which is community property subject to the direction and control of the responsible relative, and the earnings of the responsible relative, but not of his or her spouse.

In computing net income, a flat 20 percent allowance shall be permitted in lieu of a reduction for the actual amount of personal income taxes, unemployment insurance taxes and social security taxes.

A responsible relative who is self-employed shall also be allowed to deduct the expenses necessary for obtaining the income.

RELATIVES' CONTRIBUTION SCALE

A. Net monthly income of responsible relatives in family	B. Number of persons dependent upon income									
	1	2	3	4	5	6	7	8	9	10 and over
C. Maximum required monthly contributions										
[200] 400 or under	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
[201- 225] 401- 425 -----	5	0	0	0	0	0	0	0	0	0
[226- 250] 426- 450 -----	10	0	0	0	0	0	0	0	0	0
[251- 275] 451- 475 -----	15	0	0	0	0	0	0	0	0	0
[276- 300] 476- 500 -----	20	0	0	0	0	0	0	0	0	0
[301- 325] 501- 525 -----	25	5	0	0	0	0	0	0	0	0
[326- 350] 526- 550 -----	30	10	0	0	0	0	0	0	0	0
[351- 375] 551- 575 -----	35	15	5	0	0	0	0	0	0	0
[376- 400] 576- 600 -----	40	20	10	0	0	0	0	0	0	0
[401- 425] 601- 625 -----	45	25	15	5	0	0	0	0	0	0
[426- 450] 626- 650 -----	50	30	20	10	0	0	0	0	0	0
[451- 475] 651- 675 -----	55	35	25	15	5	0	0	0	0	0
[476- 500] 676- 700 -----	60	40	30	20	10	0	0	0	0	0
[501- 525] 701- 725 -----	65	45	35	25	15	5	0	0	0	0
[526- 550] 726- 750 -----	70	50	40	30	20	10	0	0	0	0
[551- 575] 751- 775 -----	75	55	45	35	25	15	5	0	0	0
[576- 600] 776- 800 -----	80	60	50	40	30	20	10	0	0	0

A. Net monthly income of responsible relatives in family	B. Number of persons dependent upon income									
	1	2	3	4	5	6	7	8	9	10 and over
C. Maximum required monthly contributions										
[601- 625]										
801- 825	\$85	\$65	\$55	\$45	\$35	\$25	\$15	\$5	\$0	\$0
[626- 650]										
826- 850	90	70	60	50	40	30	20	10	0	0
[651- 675]										
851- 875	95	75	65	55	45	35	25	15	5	0
[676- 700]										
876- 900	100	80	70	60	50	40	30	20	10	0
[701- 725]										
901- 925	105	85	75	65	55	45	35	25	15	5
[726- 750]										
926- 950	110	90	80	70	60	50	40	30	20	10
[751- 775]										
951- 975	115	95	85	75	65	55	45	35	25	15
[776- 800]										
976- 1,000	120	100	90	80	70	60	50	40	30	20
[801- 825]										
1,001-1,025	125	105	95	85	75	65	55	45	35	25
[826- 850]										
1,026-1,050	130	110	100	90	80	70	60	50	40	30
[851- 875]										
1,051-1,075	135	115	105	95	85	75	65	55	45	35
[876- 900]										
1,076-1,100	140	120	110	100	90	80	70	60	50	40
[901- 925]										
1,101-1,125	145	125	115	105	95	85	75	65	55	45
[926- 950]										
1,126-1,150	150	130	120	110	100	90	80	70	60	50
[951- 975]										
1,151-1,175	155	135	125	115	105	95	85	75	65	55
[976-1,000]										
1,176-1,200	160	140	130	120	110	100	90	80	70	60
[1,001-1,025]										
1,201-1,225	165	145	135	125	115	105	95	85	75	65
[1,026-1,050]										
1,226-1,250	170	150	140	130	120	110	100	90	80	70
[1,051-1,075]										
1,251-1,275	175	155	145	135	125	115	105	95	85	75
[1,076-1,100]										
1,276-1,300	180	160	150	140	130	120	110	100	90	80
[1,101-1,125]										
1,301-1,325	185	165	155	145	135	125	115	105	95	85
[1,126-1,150]										
1,326-1,350	190	170	160	150	140	130	120	110	100	90
[1,151-1,175]										
1,351-1,375	195	175	165	155	145	135	125	115	105	95

The maximum required monthly contribution of responsible relatives in one family where the net monthly income is over one thousand [one] *three* hundred seventy-five dollars [(\$1,175)] [(\$1,375)] shall be the amount computed by entering the column of maximum required monthly contribution appropriate to number of persons dependent upon income as shown in the relatives' contribution scale for a net monthly income of one thousand [one] *three* hundred fifty-one dollars [(\$1,151)] [(\$1,351)] to one thousand [one] *three* hundred seventy-five dollars [(\$1,175)] [(\$1,375)] and then adding to the required monthly contribution thus ascertained an additional sum of five dollars (\$5) contribution for each and every bracket of twenty-five dollars (\$25) net income over and above one thousand [one] *three* hundred seventy-five dollars [(\$1,175)] [(\$1,375)], the same as if the relatives' contribution scale were extended by brackets of twenty-five dollars (\$25) net income in column A with corresponding step-by-step increases of five dollars (\$5) monthly contribution in each column under B and C.

SEC. 3. Section 3474 of said code is amended to read:

3474. The board of supervisors or an agent designated by the board [shall] *may* determine if the applicant or recipient of aid has within this State a spouse, parent, or adult child responsible to contribute to the support of the applicant or recipient of aid pursuant to the relatives' contribution scale of this section. A form [shall] *may* be sent to the responsible relative requiring the information essential to a determination of the relative's liability to support under said scale.

If any applicant for or recipient receiving aid under provisions of this chapter has residing within the State a spouse, parent, or adult child, pecuniarily able to support him, upon the failure of such kindred to perform their duty to support the blind person the board of supervisors may request the district attorney or other civil legal officer of the county to proceed against the kindred in the order of their responsibility for support.

Upon such request the district attorney, or other civil legal officer of the county granting aid may, on behalf of the county, maintain an action in the superior court of the county granting such aid, against such relatives, in the order named: (1) to recover for the county such portion of the aid granted as the courts find such relative or relatives pecuniarily able to pay and (2) to secure an order requiring the payment to the county of any sums which may become due in the future for which the relative may be liable. The receipt of aid by the applicant under the provisions of this chapter, however, shall not be contingent upon such recovery or such order. The sums so recovered shall be credited by the county in its settlement with the State.

The board of supervisors directly or through an authorized agent [shall] may determine the ability of responsible relatives to contribute to the support of applicant and designate the amount of aid, if any, to be granted. The maximum degree of liability of the responsible relative shall be determined by "relatives' contribution scale." Nothing in this section shall preclude the right of an applicant or recipient, or a responsible relative, from appealing directly to the board of supervisors concerning any determination made with respect to the degree of liability of responsible relatives, or of the authority of the board of supervisors to reduce responsible relatives' payment below the amount specified in the scale, where the circumstances justify.

No court action filed under the authority of this section shall seek the recovery for a county of any sum paid to a recipient of aid at a time prior to the day upon which the board of supervisors made a finding that the defendant spouse or adult child was pecuniarily able to support the recipient. If the responsible relative wilfully and without good cause delays in filing the statement of his income within the time limits as provided in this section the county may seek recovery from such responsible relative from the date said statement is required to be returned to the board of supervisors or their designated agent.

In determining ability to contribute, the financial circumstances of responsible relatives shall be given due consideration and in unusual cases, contributions at less than the amount fixed by "relatives' contribution scale" may be made as the board of supervisors may deem justifiable.

For purposes of this chapter, income of a responsible relative is defined as the sum of the income constituting the separate property of the responsible relative, the income (excluding earnings) which is community property subject to the direction and control of the responsible relative, and the earnings of the responsible relative, but not of his or her spouse.

In computing net income, a flat 20 percent allowance shall be permitted in lieu of a reduction for the actual amount of personal income taxes, unemployment insurance taxes and social security taxes.

A responsible relative who is self-employed shall also be allowed to deduct the expenses necessary for obtaining the income.

RELATIVES' CONTRIBUTION SCALE

A. Net monthly income of responsible relatives in family	B. Number of persons dependent upon income									
	1	2	3	4	5	6	7	8	9	10 and over
C. Maximum required monthly contributions										
[200]										
400 or under	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
[201- 225]										
401- 425	5	0	0	0	0	0	0	0	0	0
[226- 250]										
426- 450	10	0	0	0	0	0	0	0	0	0
[251- 275]										
451- 475	15	0	0	0	0	0	0	0	0	0
[276- 300]										
476- 500	20	0	0	0	0	0	0	0	0	0
[301- 325]										
501- 525	25	5	0	0	0	0	0	0	0	0
[326- 350]										
526- 550	30	10	0	0	0	0	0	0	0	0

A. Net monthly income of responsible relatives in family	B. Number of persons dependent upon income									
	1	2	3	4	5	6	7	8	9	10 and over
C. Maximum required monthly contributions										
[351- 375]										
351- 375	835	815	85	80	80	80	80	80	80	80
[376- 400]										
376- 400	40	30	10	0	0	0	0	0	0	0
[401- 425]										
401- 425	45	25	15	5	0	0	0	0	0	0
[426- 450]										
426- 450	50	30	20	10	0	0	0	0	0	0
[451- 475]										
451- 475	55	35	25	15	5	0	0	0	0	0
[476- 500]										
476- 500	60	40	30	20	10	0	0	0	0	0
[501- 525]										
501- 525	65	45	35	25	15	5	0	0	0	0
[526- 550]										
526- 550	70	50	40	30	20	10	0	0	0	0
[551- 575]										
551- 575	75	55	45	35	25	15	5	0	0	0
[576- 600]										
576- 600	80	60	50	40	30	20	10	0	0	0
[601- 625]										
601- 625	85	65	55	45	35	25	15	5	0	0
[626- 650]										
626- 650	90	70	60	50	40	30	20	10	0	0
[651- 675]										
651- 675	95	75	65	55	45	35	25	15	5	0
[676- 700]										
676- 700	100	80	70	60	50	40	30	20	10	0
[701- 725]										
701- 725	105	85	75	65	55	45	35	25	15	5
[726- 750]										
726- 750	110	90	80	70	60	50	40	30	20	10
[751- 775]										
751- 775	115	95	85	75	65	55	45	35	25	15
[776- 800]										
776- 800	120	100	90	80	70	60	50	40	30	20
[801- 825]										
801- 825	125	105	95	85	75	65	55	45	35	25
[826- 850]										
826- 850	130	110	100	90	80	70	60	50	40	30
[851- 875]										
851- 875	135	115	105	95	85	75	65	55	45	35
[876- 900]										
876- 900	140	120	110	100	90	80	70	60	50	40
[901- 925]										
901- 925	145	125	115	105	95	85	75	65	55	45
[926- 950]										
926- 950	150	130	120	110	100	90	80	70	60	50
[951- 975]										
951- 975	155	135	125	115	105	95	85	75	65	55
[976- 1,000]										
976- 1,000	160	140	130	120	110	100	90	80	70	60
[1,001- 1,025]										
1,001- 1,025	165	145	135	125	115	105	95	85	75	65
[1,026- 1,050]										
1,026- 1,050	170	150	140	130	120	110	100	90	80	70
[1,051- 1,075]										
1,051- 1,075	175	155	145	135	125	115	105	95	85	75
[1,076- 1,100]										
1,076- 1,100	180	160	150	140	130	120	110	100	90	80
[1,101- 1,125]										
1,101- 1,125	185	165	155	145	135	125	115	105	95	85
[1,126- 1,150]										
1,126- 1,150	190	170	160	150	140	130	120	110	100	90
[1,151- 1,175]										
1,151- 1,175	195	175	165	155	145	135	125	115	105	95

The maximum required monthly contribution of responsible relatives in one family where the net monthly income is over one thousand [one] *three* hundred seventy-five dollars [(\$1,175)] (\$1,375) shall be the amount computed by entering the column of maximum required monthly contribution appropriate to number of persons dependent upon income as shown in the relatives' contribution scale for a net monthly income of one thousand [one] *three* hundred fifty-one dollars [(\$1,151)] (\$1,351) to one thousand [one] *three* hundred seventy-five dollars [(\$1,175)] (\$1,375) and then adding to the required monthly contribution thus ascertained an additional sum of five dollars (\$5) contribution for each and every bracket of twenty-five dollars (\$25) net income over and above one thousand [one] *three* hundred seventy-five dollars [(\$1,175)] (\$1,375), the same as if the relatives' contribution scale were extended by brackets of twenty-five dollars (\$25) net income in column A with corresponding step-by-step increases of five dollars (\$5) monthly contribution in each column under B and C.

SEC. 4. Section 4189.5 is added to said code, to read:

4189.5. The board of supervisors may determine the ability of responsible relatives to contribute to the support of applicant and designate the amount of aid, if any, to be granted. The maximum degree of liability of the responsible relative shall be determined by "relatives' contribution scale." In determining ability to contribute, the financial circumstances of responsible relatives shall be given due consideration and, in unusual cases, contributions at less than the amount fixed by "relatives' contribution scale" may be made as the board of supervisors may deem justifiable.

For purposes of this chapter, income of a responsible relative is defined as the sum of the income constituting the separate property of the responsible relative, the income (excluding earnings) which is community property subject to the direction and control of the responsible relative, and the earnings of the responsible relative but not of his or her spouse.

In computing net income, a flat 20 percent allowance shall be permitted in lieu of a reduction for the actual amount of personal income taxes, unemployment insurance taxes and social security taxes. Allowance shall also be permitted for expenses necessary to produce income, including the cost of transportation to and from work, meals eaten at work, union dues, cost of tools, equipment, and uniforms, and net actual and necessary traveling expenses incurred by the relative in performance of his employment. Traveling expenses shall include only those expenses incurred while away from home in pursuit of a trade or business which are not reimbursed by the relative's employer.

A responsible relative who is self-employed shall also be allowed to deduct the expenses necessary for obtaining the income.

For purposes of this chapter, the earnings of the spouse of the applicant or recipient shall not be considered community property.

RELATIVES' CONTRIBUTION SCALE

A. Net monthly income of responsible relatives in family	B. Number of persons dependent upon income									
	1	2	3	4	5	6	7	8	9	10 and over
C. Maximum required monthly contributions										
400 or under	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
401- 425 -----	5	0	0	0	0	0	0	0	0	0
426- 450 -----	10	0	0	0	0	0	0	0	0	0
451- 475 -----	15	0	0	0	0	0	0	0	0	0
476- 500 -----	20	0	0	0	0	0	0	0	0	0
501- 525 -----	25	5	0	0	0	0	0	0	0	0
526- 550 -----	30	10	0	0	0	0	0	0	0	0
551- 575 -----	35	15	5	0	0	0	0	0	0	0
576- 600 -----	40	20	10	0	0	0	0	0	0	0
601- 625 -----	45	25	15	5	0	0	0	0	0	0
626- 650 -----	50	30	20	10	0	0	0	0	0	0
651- 675 -----	55	35	25	15	5	0	0	0	0	0
676- 700 -----	60	40	30	20	10	0	0	0	0	0
701- 725 -----	65	45	35	25	15	5	0	0	0	0
726- 750 -----	70	50	40	30	20	10	0	0	0	0
751- 775 -----	75	55	45	35	25	15	5	0	0	0
776- 800 -----	80	60	50	40	30	20	10	0	0	0
801- 825 -----	85	65	55	45	35	25	15	5	0	0
826- 850 -----	90	70	60	50	40	30	20	10	0	0
851- 875 -----	95	75	65	55	45	35	25	15	5	0
876- 900 -----	100	80	70	60	50	40	30	20	10	0
901- 925 -----	105	85	75	65	55	45	35	25	15	5
926- 950 -----	110	90	80	70	60	50	40	30	20	10

A. Net monthly income of responsible relatives in family	B. Number of persons dependent upon income									
	1	2	3	4	5	6	7	8	9	10 and over
C. Maximum required monthly contributions										
951-975	\$115	\$95	\$85	\$75	\$65	\$55	\$45	\$35	\$25	\$15
976-1,000	120	100	90	80	70	60	50	40	30	20
1,001-1,025	125	105	95	85	75	65	55	45	35	25
1,026-1,050	130	110	100	90	80	70	60	50	40	30
1,051-1,075	135	115	105	95	85	75	65	55	45	35
1,076-1,100	140	120	110	100	90	80	70	60	50	40
1,101-1,125	145	125	115	105	95	85	75	65	55	45
1,126-1,150	150	130	120	110	100	90	80	70	60	50
1,151-1,175	155	135	125	115	105	95	85	75	65	55
1,176-1,200	160	140	130	120	110	100	90	80	70	60
1,201-1,225	165	145	135	125	115	105	95	85	75	65
1,226-1,250	170	150	140	130	120	110	100	90	80	70
1,251-1,275	175	155	145	135	125	115	105	95	85	75
1,276-1,300	180	160	150	140	130	120	110	100	90	80
1,301-1,325	185	165	155	145	135	125	115	105	95	85
1,326-1,350	190	170	160	150	140	130	120	110	100	90
1,351-1,375	195	175	165	155	145	135	125	115	105	95

The maximum required monthly contribution of responsible relatives in one family where the net monthly income is over one thousand three hundred seventy-five dollars (\$1,375) shall be the amount computed by entering the column of maximum required monthly contribution appropriate to number of persons dependent upon income as shown in the relatives' contribution scale for a net monthly income of one thousand three hundred fifty-one dollars (\$1,351) to one thousand three hundred seventy-five dollars (\$1,375) and then adding to the required monthly contribution thus ascertained an additional sum of five dollars (\$5) contribution for each and every bracket of twenty-five dollars (\$25) net income over and above one thousand three hundred seventy-five dollars (\$1,375), the same as if the relatives' contribution scale were extended by brackets of twenty-five dollars (\$25) net income in column A with corresponding step-by-step increases of five dollars (\$5) monthly contribution in each column under B and C."

Amendment No. 5

On page 1, strike out lines 2 to 22, inclusive; and strike out all of pages 2 to 4, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 863

Senator Collier moved that Senate Bill No. 863 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 863—An act to amend Section 2163.8 of the Welfare and Institutions Code, relating to property qualifications for old age assistance.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, after "impose", insert "any".

Amendment No. 2

On page 1, line 9, after "requirement", insert ", which are not necessary to obtain federal funds".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 867

Senator Richards moved that Senate Bill No. 867 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 367—An act to amend Sections 2020, 2020.002, and 2025 of the Welfare and Institutions Code, relating to old age assistance, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and add Section 2020.001 to,".

Amendment No. 2

On page 2, between lines 8 and 9, insert

"SEC. 2. Section 2020.001 is added to said code, to read:

2020.001. It is the intent of the Legislature that any payment increases made under Section 2020 after January 1, 1959, shall be applied to existing items in the basic budget of needs established by the State Social Welfare Board to the end that the basic budget of needs may more closely reflect increased living costs."

Amendment No. 3

On page 2, line 9, strike out "SEC. 2", and insert "SEC. 3".

Amendment No. 4

On page 2, line 20, strike out "3", and insert "4".

Amendment No. 5

On page 2, between lines 45 and 46, insert

"SEC. 5. The increase in aid provided by this act shall be paid commencing April 1, 1959, or retroactively to April 1, 1959, to recipients who received aid on or after that date and who are entitled to receive aid on the effective date of this act."

Amendment No. 6

On page 2, line 46, strike out "4", and insert "6".

Amendment No. 7

On page 3, line 5, strike out "will deduct", and insert "deducted".

Amendment No. 8

On page 3, line 6, after the comma, insert "all or a part of".

Amendment No. 9

On page 3, line 7, after the period, insert "Funds voted by Congress for the needy aged being withheld by the State amount to five million three hundred sixty-four thousand two hundred dollars (\$5,364,200) per annum."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 1394

Senator Gibson moved that Assembly Bill No. 1394 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1394—An act to amend Section 4500 of the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 3 and 4, of the printed bill, strike out "in whole or in part".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 102

Senate Bill No. 320

Senate Bill No. 948

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 102

Senator Gibson moved that Senate Bill No. 102 be amended and re-referred to Committee on Business and Professions.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 102—An act to add Chapter 3 (commencing at Section 17800) to Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 29, of the printed bill, as amended in Senate March 30, 1959, strike out "made."

Amendment No. 2

On page 6, line 21, strike out "on a bond", and insert "under Section 17833".

Amendment No. 3

On page 6, line 23, strike out "any action on the bond", and insert "such action".

Amendment No. 4

On page 6, line 52, strike out "make an equitable distribution of the", and insert "distribute such".

Amendment No. 5

On page 7, line 43, strike out "make an equitable distribution of the amount to", and insert "distribute such amount to the".

Amendment No. 6

On page 7, line 50, strike out "shall", and insert "may".

Amendment No. 7

On page 8, line 35, strike out "or any regula-"; and strike out line 36; and in line 37, strike out "contained in this chapter".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 320

Senator Gibson moved that Senate Bill No. 320 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 320—An act to amend Sections 6731 and 8727 of the Business and Professions Code, relating to planimetric or topographic mapping and ground surveys necessary therefor.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Sections 6731 and 8727", and insert "Section 8727 of, and to add Section 8730.5 to,".

Amendment No. 2

On page 1, strike out lines 1 to 21, inclusive, and on page 2, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 8727 of the Business and Professions Code is amended to read:".

Amendment No. 3

On page 2, between lines 17 and 18, insert

"SEC. 2. Section 8730.5 is added to said code, to read:

8730.5. This chapter does not require licensing to prepare and deliver topographic maps produced by the photogrammetric process or data connected therewith under contract with an individual, firm, corporation, association, or public agency if the following conditions exist:

(a) Field surveys to be done under the contract are performed by registered civil engineers or licensed land surveyors.

(b) A registered civil engineer or licensed land surveyor is the official of the individual, firm, corporation, association, or public agency responsible for the approval of the performance under the contract, or the work is to be delivered to a registered civil engineer or licensed land surveyor."

Amendment No. 4

On page 2, strike out lines 18 to 21, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 948

Senator Gibson moved that Senate Bill No. 948 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 948—An act to amend Sections 1615, 3016, 4806, 5053, 7205, 7605, 8921, and 9530 of, and to add Sections 103, 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 9014, and 9627 to, and to repeal Sections 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 9014, and 9627 of, and to amend Section 5053 of the Business and Professions Code as proposed to be amended and renumbered by Senate Bill No. 104, relating to payments to members of licensing boards, commissions, or committees.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "8002," insert "8526."

Amendment No. 2

In line 4 of the title, strike out "and 9627", and insert "9627, 18625, and 19035.7".

Amendment No. 3

In line 5 of the title, after "8002," insert "8526."

Amendment No. 4

In line 6 of the title, strike out "and 9627", and insert "9627, 18625, and 19035.7".

Amendment No. 5

On page 1, after line 5, insert ".", and in Chapter 2 (commencing at Section 18600) and Chapter 3 (commencing at Section 19000) of Division 8,".

Amendment No. 6

On page 1, strike out lines 9 to 11, inclusive, and in line 12, strike out "mittee", and insert "dollars (\$25) for each day actually spent in the discharge of official duties".

Amendment No. 7

On page 4, after line 12, insert

"Any member of the board who is sightless is entitled to an escort during performance of his necessary duties and in traveling incident thereto. The escort shall receive reimbursement for necessary expenses in the manner and amount allowed employees of the State."

Amendment No. 8

On page 4, after line 31, insert

"SEC. 34. Section 8526 of said code is repealed.

SEC. 35. Section 8526 of said code is amended to read:

8526. Each member of the board shall receive a per diem and expenses as provided in Section 103."

Amendment No. 9

On page 4, line 35, strike out "34", and insert "36".

Amendment No. 10

On page 4, line 46, strike out "35", and insert "37".

Amendment No. 11

On page 4, line 47, strike out "36", and insert "38".

Amendment No. 12

On page 4, line 50, strike out "37", and insert "39".

Amendment No. 13

On page 5, line 18, strike out "38", and insert "40".

Amendment No. 14

On page 5, line 19, strike out "39", and insert "41".

Amendment No. 15

On page 5, after line 21, insert

"SEC. 42. Section 18625 of said code is repealed.

SEC. 43. Section 18625 is added to said code, to read:
18625. Each member of the commission shall receive a per diem and expenses as provided in Section 103.

SEC. 44. Section 19035.7 of said code is repealed.

SEC. 45. Section 19035.7 is added to said code, to read:
19035.7. Each member of the board shall receive a per diem and expenses as provided in Section 103."

Amendment No. 16

On page 5, line 22, strike out "40", and insert "46".

Amendment No. 17

On page 5, line 34, strike out "41", and insert "47".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 516

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 516

Senator Miller moved that Senate Bill No. 516 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 516—An act to amend Sections 2780, 6200, 6203, 6204, 6205, 6206, 6207, and 6208 and to repeal Section 6202 of, and to add Sections 6201 and 6202 to, the Penal Code, relating to institutions under the jurisdiction of the Department of Corrections.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "Sections", insert "5067,".

Amendment No. 2

On page 1, between lines 9 and 10, insert

"SEC. 2. Section 5067 is added to said code, to read:

5067. There is, in the Department of Corrections, a Division of Conservation, which shall be headed by a Deputy Director of Corrections, appointed by the Governor, on the recommendation of the Director of Corrections, to serve at the pleasure of the director. The Division of Conservation shall operate the California Conservation Center, branches thereof, and permanent, temporary and mobile camps operating therefrom, and shall have charge, subject to the general direction of the Director of Corrections, of all other institutions in the department and activities of persons in the custody of the director relating to conservation work. The director shall appoint such personnel as are necessary to enable the division to carry out its functions."

Amendment No. 3

On page 1, line 10, strike out "SEC. 2", and insert "SEC. 3".

Amendment No. 4

On page 2, line 1, strike out "SEC. 3", and insert "SEC. 4".

Amendment No. 5

On page 2, line 6, strike out "SEC. 4", and insert "SEC. 5".

Amendment No. 6

On page 2, line 7, strike out "SEC. 5", and insert "SEC. 6".

Amendment No. 7

On page 2, line 14, after "Sections", strike out "2780", and insert "2788".

Amendment No. 8

On page 2, line 19, after "work.", insert

"Inmates and wards may be assigned to perform public conservation projects including, but not limited to, forest fire prevention and control, forest and watershed management, recreational area development, fish and game management, soil conservation and forest watershed revegetation."

Amendment No. 9

On page 2, line 20, strike out "SEC. 6", and insert "SEC. 7".

Amendment No. 10

On page 2, line 24, after "Center", insert ", branches thereof,".

Amendment No. 11

On page 2, line 27, after the period, insert "The Conservation Center shall be situated in the Lassen area. The director shall establish one branch of the Conservation Center in the Tuolumne area and shall establish another branch in the Mono area. He may establish such additional branches as may be necessary."

Amendment No. 12

On page 2, line 28, strike out "SEC. 7", and insert "SEC. 8".

Amendment No. 13

On page 2, line 32, strike out "SEC. 8", and insert "SEC. 9".

Amendment No. 14

On page 2, line 39, strike out "SEC. 9", and insert "SEC. 10".

Amendment No. 15

On page 2, line 46, strike out "SEC. 10", and insert "SEC. 11".

Amendment No. 16

On page 3, line 1, strike out "SEC. 11", and insert "SEC. 12".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 886

Senator Berry moved that Senate Bill No. 886 be withdrawn from Committee on Revenue and Taxation for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 886—An act to amend Section 24404 of the Revenue and Taxation Code, relating to the deductions of farmers' co-operatives for bank and corporation tax purposes.

Bill read second time.

Motion to Amend

Senator Berry moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 24404", and insert "Sections 24404 and 25401".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 17 to 26, inclusive, and insert

"For the purposes of this section "all income resulting from or arising out of such business activities for or with their members" shall include all amounts allocated to members during the income year. Amounts allocated include cash, merchandise, capital stock, revolving fund certificates, certificates of indebtedness, retain certificates, letters of advice, or written instruments which in some other manner disclose to each member the dollar amount allocated to him. Allocations made after the close of the income year and on or before the fifteenth day of the ninth month following the close of such year shall be considered as made on the last day of such income year to the extent the allocations are attributable to income derived before the close of such year.

SEC. 2. Section 25401 of said code is amended to read:

25401. (a) *Except as provided in subdivision (b),* [Every] every taxpayer subject to the tax imposed by this part shall, within two months and 15 days after the close of its income year, transmit to the Franchise Tax Board a return in a form prescribed by it, specifying for the income year, all such facts as it may by rule, or otherwise, require in order to carry out the provisions of this part. A tax return, disclosing net income for any income year, filed pursuant to Chapter 2 or Chapter 3 of this part shall be deemed filed pursuant to the proper chapter of this part for the same income period, if the chapter under which filed is determined erroneous.

(b) *In the case of co-operative associations described in Section 24404, returns shall be filed on or before the 15th day of the ninth month following the close of its income year."*

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

RESOLUTIONS

The following resolution was offered:

By Senator Shaw:

Senate Resolution No. 81

Relative to commending Burr Belden

WHEREAS, It has come to the attention of the Senate that the California Library Association has recently awarded its Outstanding Trustee Plaque to Burr Belden of San Bernardino; and

WHEREAS, Burr Belden early manifested an interest in history and was a history major in his college days during which he attended Colgate University, the University of Redlands and the University of California at Los Angeles, following which he became a member of the editorial staff and author of the Sunday historical page of the *San Bernardino Sun-Telegram* and the author of numerous historical articles, including two books "Death Valley Heroine" and "Goodbye, Death Valley"; and

WHEREAS, Burr Belden is well known in western historical circles, being a member of the San Bernardino County Historical Society, the San Bernardino County Museum Association, an officer of the Conference of Historical Societies and the Jedediah Smith Society, a sponsor of the California History Foundation and a trustee of the San Bernardino Public Library; and

WHEREAS, Burr Belden has demonstrated a high degree of patriotism, being a veteran of two wars, serving as a Marine in World War I, and colonel in command of the 311th Infantry of the California Guard in World War II, and is an active member and past commander of the American Legion and served as national commander of the United Veterans of the Republic; and

WHEREAS, In addition to all of his varied responsibilities, Burr Belden has taken time to delve into the charms and mysteries of floriculture and has been a contributor to various botanical publications; and

WHEREAS, It is most appropriate that this distinguished author and historian be accorded well-merited recognition; now, therefore, be it

Resolved by the Senate of the State of California, That it congratulates Burr Belden upon the honor so properly conferred upon him, and commends him for the fine service he is rendering the public, and be it further

Resolved, That the Secretary of the Senate be, and he is hereby directed to have copies of this resolution suitably engrossed and to present a copy thereof to Burr Belden and to the *San Bernardino Sun-Telegram*.

Resolution read, and unanimously adopted on motion of Senator Shaw.

CONSIDERATION OF DAILY FILE MOTIONS TO RECONSIDER

Assembly Bill No. 616—An act to amend Section 2540 of the Elections Code, relating to the qualification of political parties.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to have the motion by Senator Beard to reconsider the vote whereby Assembly Bill No. 616 was passed, continued until the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 607—An act to amend Section 6154 of the Elections Code, relating to voting machines.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 170—An act making an appropriation for the Santa Clara River Flood Control Project, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 802—An act to add Part 5 commencing at Section 35800 to Division 24 of the Health and Safety Code, relating to housing for elderly persons of low income, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, between lines 42 and 43, of the printed bill, as amended in Senate March 26, 1959 (shown as March 25 in the amended dateline), insert "35809. "Division" means the Division of Housing for the Elderly in the department."

Amendment No. 2

On page 3, line 3, strike out "department", and insert "division".

Amendment No. 3

On page 3, line 7, strike out "department", and insert "division".

Amendment No. 4

On page 3, lines 8 and 9, strike out "department", and insert "division".

Amendment No. 5

On page 3, lines 10 and 11, strike out "department", and insert "division".

Amendment No. 6

On page 3, line 13, strike out "department", and insert "division".

Amendment No. 7

On page 3, line 15, strike out "department", and insert "division".

Amendment No. 8

On page 3, line 19, after "35828.", insert
 "There is in the Department of Finance a Division of Housing for the Elderly which shall be administered through a chief appointed by the Governor with the consent of the Senate to serve at the pleasure of the Governor at a salary to be fixed by the Governor."

Amendment No. 9

On page 3, line 20, strike out "Department of Finance", and insert "division".

Amendment No. 10

On page 3, line 21, strike out "department", and insert "division".

Amendment No. 11

On page 3, line 24, strike out "department", and insert "division".

Amendment No. 12

On page 3, lines 24 and 25, strike out "department", and insert "division".

Amendment No. 13

On page 3, line 25, strike out "department", and insert "division".

Amendment No. 14

On page 3, line 26, strike out "department", and insert "division".

Amendment No. 15

On page 3, between lines 38 and 39, insert
 "35829.6. No person shall be eligible for benefits under this chapter unless and until he has filed a financial statement of his total capital assets with the division on a form approved and furnished by the division."

Amendment No. 16

On page 3, line 43, strike out "department", and insert "division".

Amendment No. 17

On page 3, line 47, strike out "department", and insert "division".

Amendment No. 18

On page 3, line 50, strike out "department", and insert "division".

Amendment No. 19

On page 3, line 51, strike out "department", and insert "division".

Amendment No. 20

On page 3, line 52, strike out "department", and insert "division".

Amendment No. 21

On page 4, line 4, strike out "department", and insert "division".

Amendment No. 22

On page 4, line 7, strike out "department", and insert "division".

Amendment No. 23

On page 4, line 8, strike out "department", and insert "division".

Amendment No. 24

On page 4, line 11, strike out "department", and insert "division".

Amendment No. 25

On page 4, line 15, strike out "department", and insert "division".

Amendment No. 26

On page 4, line 21, strike out "department", and insert "division".

Amendment No. 27

On page 4, line 23, strike out "department", and insert "division".

Amendment No. 28

On page 4, line 24, strike out "department", and insert "division".

Amendment No. 29

On page 4, line 27, strike out "department", and insert "division".

Amendment No. 30

On page 4, line 33, strike out "department", and insert "division".

Amendment No. 31

On page 4, line 39, strike out "department", and insert "division".

Amendment No. 32

On page 4, line 43, strike out "department", and insert "division".

Amendment No. 33

On page 4, line 44, strike out "department", and insert "division".

Amendment No. 34

On page 4, line 49, strike out the first "department", and insert "division".

Amendment No. 35

On page 4, line 49, strike out the second "department", and insert "division".

Amendment No. 36

On page 5, line 1, strike out "department", and insert "division".

Amendment No. 37

On page 5, lines 4 and 5, strike out "department", and insert "division".

Amendment No. 38

On page 5, line 5, strike out "department", and insert "division".

Amendment No. 39

On page 5, line 7, strike out "department", and insert "division".

Amendment No. 40

On page 5, line 8, strike out "department", and insert "division".

Amendment No. 41

On page 5, line 16, strike out "department", and insert "division".

Amendment No. 42

On page 5, line 22, strike out "department", and insert "division".

Amendment No. 43

On page 5, line 24, strike out "department", and insert "division".

Amendment No. 44

On page 5, line 27, strike out "department", and insert "division".

Amendment No. 45

On page 5, line 28, strike out "department", and insert "division".

Amendment No. 46

On page 5, line 30, strike out "department", and insert "division".

Amendment No. 47

On page 5, line 35, strike out "department", and insert "division".

Amendment No. 48

On page 5, line 41, strike out "department", and insert "division".

Amendment No. 49

On page 5, line 42, strike out "department", and insert "division".

Amendment No. 50

On page 5, line 45, strike out the first "department", and insert "division".

Amendment No. 51

On page 5, line 45, strike out the second "department", and insert "division".

Amendment No. 52

On page 5, line 50, strike out "department", and insert "division".

Amendment No. 53

On page 6, lines 2 and 3, strike out "department", and insert "division".

Amendment No. 54

On page 6, line 4, strike out "department", and insert "division".

Amendment No. 55

On page 6, line 5, strike out "department", and insert "division".

Amendment No. 56

On page 6, line 7, strike out "department", and insert "division".

Amendment No. 57

On page 6, line 9, strike out "department", and insert "division".

Amendment No. 58

On page 6, line 10, strike out "department", and insert "division".

Amendment No. 59

On page 6, line 11, strike out "department", and insert "division".

Amendment No. 60

On page 6, line 13, strike out "department", and insert "division".

Amendment No. 61

On page 6, line 18, strike out "department", and insert "division".

Amendment No. 62

On page 6, line 21, strike out "department", and insert "division".

Amendment No. 63

On page 6, line 30, strike out "department", and insert "division".

Amendment No. 64

On page 6, lines 31 and 32, strike out "department", and insert "division".

Amendment No. 65

On page 6, line 38, strike out "department", and insert "division".

Amendment No. 66

On page 6, line 39, strike out "department", and insert "division".

Amendment No. 67

On page 6, line 40, strike out "department", and insert "division".

Amendment No. 68

On page 6, lines 45 and 46, strike out "department", and insert "division".

Amendment No. 69

On page 6, line 49, strike out "department", and insert "division".

Amendment No. 70

On page 7, line 6, strike out "department", and insert "division".

Amendment No. 71

On page 7, line 8, strike out "department", and insert "division".

Amendment No. 72

On page 7, line 12, strike out "department", and insert "division".

Amendment No. 73

On page 7, line 19, strike out "department", and insert "division".

Amendment No. 74

On page 7, line 25, strike out "department", and insert "division".

Amendment No. 75

On page 7, line 28, strike out "department", and insert "division".

Amendment No. 76

On page 7, line 29, strike out "department", and insert "division".

Amendment No. 77

On page 7, line 31, after the period, insert "The division may consider a failure on the part of the purchaser to repay money to the division upon demand pursuant

to this section to be a default in the contract and upon a thirty days' notice may evict the purchaser."

Amendment No. 78

On page 7, line 32, strike out "department", and insert "division".

Amendment No. 79

On page 7, lines 44 and 45, strike out "department", and insert "division".

Amendment No. 80

On page 7, line 49, strike out "department", and insert "division".

Amendment No. 81

On page 7, line 52, strike out "department", and insert "division".

Amendment No. 82

On page 8, line 3, strike out "department", and insert "division".

Amendment No. 83

On page 8, line 8, strike out "department", and insert "division".

Amendment No. 84

On page 8, line 12, strike out "department", and insert "division".

Amendment No. 84.5

On page 8, line 16, strike out "department", and insert "division".

Amendment No. 85

On page 8, line 17, strike out the first "department", and insert "division".

Amendment No. 86

On page 8, line 17, strike out the second "department", and insert "division".

Amendment No. 87

On page 8, line 19, strike out "department", and insert "division".

Amendment No. 88

On page 8, line 22, strike out "department", and insert "division".

Amendment No. 89

On page 8, line 25, strike out "department", and insert "division".

Amendment No. 90

On page 8, strike out lines 28 to 35, inclusive, and insert

"35848. When a purchaser dies, indebted to the division under contract of purchase, the division shall, within six months, enter into a new contract of purchase for the property involved with an elderly person of low income eligible under the provisions of this chapter. If within six months such a contract cannot be entered into, the division may sell or otherwise dispose of the property involved to such person and upon such terms and conditions as it deems proper. In either event, the heirs and devisees of the deceased purchaser shall be paid by the division the cash value of the equity in the property belonging to the purchaser at the date of his death, less the cost of sale of the property to the division and subject to all rights, claims, and charges of the division."

Amendment No. 91

On page 8, line 37, strike out "department", and insert "division".

Amendment No. 92

On page 8, line 39, strike out "department", and insert "division".

Amendment No. 93

On page 8, line 48, strike out "at".

Amendment No. 94

On page 9, line 10, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 95

On page 9, line 18, strike out "department", and insert "division".

Amendment No. 95.5

On page 9, line 22, strike out "department", and insert "division".

Amendment No. 96

On page 9, line 23, strike out "department", and insert "division".

Amendment No. 97

On page 9, line 30, strike out "department", and insert "division".

Amendment No. 98

On page 9, line 39, strike out "department", and insert "division".

Amendment No. 99

On page 9, lines 43 and 44, strike out "department", and insert "division".

Amendment No. 100

On page 9, line 45, strike out "department", and insert "division".

Amendment No. 101

On page 10, line 2, strike out the first "department", and insert "division".

Amendment No. 102

On page 10, line 2, strike out the second "department", and insert "division".

Amendment No. 103

On page 10, line 4, strike out "department", and insert "division".

Amendment No. 104

On page 10, line 7, strike out "department", and insert "division".

Amendment No. 105

On page 10, lines 9 and 10, strike out "department", and insert "division".

Amendment No. 106

On page 10, line 12, strike out "department", and insert "division".

Amendment No. 107

On page 10, line 14, strike out "department", and insert "division".

Amendment No. 108

On page 10, line 16, strike out "----- dollars (\$ -----)", and insert "eighty-five thousand dollars (\$85,000)".

Amendment No. 109

On page 10, line 17, strike out "department", and insert "division".

Amendment No. 110

On page 10, lines 19 and 20, strike out "----- dollars (\$-----)", and insert "eighty-five thousand dollars (\$85,000)".

Amendment No. 111

On page 10, line 20, strike out "department", and insert "division".

Amendment No. 112

On page 12, line 33, strike out "department", and insert "division".

Amendment No. 113

On page 13, line 31, strike out "department", and insert "division".

Amendment No. 114

On page 13, line 36, strike out "department", and insert "division".

Amendment No. 115

On page 14, line 6, after "Finance," insert "Chief of the Division of Housing for the Elderly,".

Amendment No. 116

On page 14, line 11, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 117

On page 14, line 39, strike out "department", and insert "division".

Amendment No. 118

On page 15, line 41, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 119

On page 15, line 46, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 120

On page 16, line 8, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 121

On page 16, line 16, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 122

On page 16, line 24, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 123

On page 16, line 33, after "the", insert "total".

Amendment No. 124

On page 16, line 34, strike out "plus", and insert "including".

Amendment No. 125

On page 16, line 35, after "the", insert "total".

Amendment No. 126

On page 16, line 37, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 127

On page 17, between lines 16 and 17, insert

"35941.6. All contracts for loans shall include a provision that the entity to which the loan is made shall, prior to renting any dwelling in the project for which the loan is made, to any elderly person of low income, require such person to file a financial statement of his total capital assets with the entity to which the loan is made and with the division upon forms to be approved and furnished by the division."

Amendment No. 128

On page 17, lines 37 and 38, strike out "department", and insert "division".

Amendment No. 129

On page 17, line 44, strike out "department", and insert "division".

Amendment No. 130

On page 17, line 46, strike out "----- dollars (\$-----)", and insert "eighty-five thousand dollars (\$85,000)".

Amendment No. 131

On page 17, line 47, strike out "department", and insert "division".

Amendment No. 132

On page 17, lines 49 and 50, strike out "----- dollars (\$-----)", and insert "eighty-five thousand (\$85,000)".

Amendment No. 133

On page 17, line 50, strike out "department", and insert "division".

Amendment No. 133.5

On page 20, line 10, strike out "department", and insert "division".

Amendment No. 134

On page 21, line 7, strike out "department", and insert "division".

Amendment No. 135

On page 21, line 12, strike out "department", and insert "division".

Amendment No. 136

On page 21, line 32, after "Finance," insert "Chief of the Division of Housing for the Elderly,".

Amendment No. 137

On page 21, line 37, strike out "Director of Finance", and insert "Chief of the Division".

Amendments read.

Motion to Pass on File

Senator Burns moved that Senate Bill No. 802 and the committee amendments be passed on file until the next legislative day.

Motion carried.

Senate Bill No. 480—An act to amend Sections 306, 320, 332, 351, 362, 365, 369, 374, 382, 388, 397, 407, 408, 409, 410, 415, 422, 435, 440, 446, 453, 456, 460, 467, 470, 476, 487, 492, 493, 494, 506, 521, 528, 529, and 542 of, to amend and renumber Sections 553, 557 and 614 of, to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of and to add Sections 486, 514, 543.1, 544, 545, 546, 547.1, 548, 549, 550, 551, 552, 553.1, 554, 555, 556.1, 557.1, 558.1, 559.1, 560.1, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586 and 587 to, the Streets and Highways Code, relating to state highways, providing for a California Freeway and Expressway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Senate April 3, 1959, after "528," insert "and".

Amendment No. 2

In line 4 of the title, strike out " , and 542".

Amendment No. 2.5

In line 10 of the title, strike out "and 587", and insert " , 587, and 588".

Amendment No. 3

On page 2, line 3, after "Freeway", insert "and Expressway".

Amendment No. 3.5

On page 4, line 7, strike out "from Orland to Chico", and insert "in its entirety".

Amendment No. 4

On page 6, strike out line 6.

Amendment No. 5

On page 6, line 12, strike out "287", and insert "288".

Amendment No. 6

On page 6, between lines 45 and 46, insert

"257. For the purpose of this article only, and to distinguish between the terms 'freeway' and 'expressway,' the word 'freeway' shall mean a divided arterial highway for through traffic with full control of access and with grade separations at intersections, while the word 'expressway' shall mean an arterial highway for through traffic which may have partial control of access, but which may or may not be divided or have grade separations at intersections."

Amendment No. 7

On page 8, line 26, before "Route", insert "440."

Amendment No. 8

On page 10, strike out lines 7 to 11, inclusive, and insert

"SEC. 41. Section 588 is added to said code, to read:
588. Route 288 is from Route 3 to Route 249 near Fair Oaks."

Amendment No. 9

On page 10, line 18, strike out "of said code is amended", and insert "is added to said code,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 107—An act to add Chapter 8 (commencing at Section 25700) to Division 20 of the Health and Safety Code, relating to carbon tetrachloride.

Motion to Pass on File

Senator Arnold moved that Senate Bill No. 107 be passed on file and retain its place.

Motion carried.

Senate Bill No. 579—An act to add Article 2.1 (commencing at Section 10130) to Chapter 3, Division 9 of and to add Section 10607 to the Health and Safety Code, relating to publication of lists of live births.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 270—An act to amend Section 1632 of the Welfare and Institutions Code, relating to tuberculosis tests.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 572—An act to amend Sections 1408 and 1410 of the Health and Safety Code, relating to the regulation of hospitals and other institutions providing care for the infirm.

Bill read second time.

Motion to Re-refer Senate Bill No. 572

Senator McBride moved that Senate Bill No. 572 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 919—An act to add Section 5260.5 to the Welfare and Institutions Code, relating to support of persons committed to state homes.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 335—An act to amend Section 10036 of the Health and Safety Code, relating to vital statistics.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 466—An act to amend Section 868 of the Welfare and Institutions Code, relating to audit of the books and accounts of the probation officer.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 164—An act to amend Sections 659, 663a, and 953d of the Code of Civil Procedure, relating to procedure after trial in civil cases.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 165—An act to repeal Sections 715.1, 770, 771, 774, 775 and 777 of, to amend Sections 715.3, 716, and 724 of, and to add Section 771 to, the Civil Code, relating to future interests in property.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 299—An act to amend Section 4573 of the Penal Code, relating to narcotics in prisons and other correctional institutions.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 595—An act to amend Section 15525 of the Corporations Code, relating to limited partnerships.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 635—An act to add Section 242a to the Code of Civil Procedure, relating to grand juries.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 769—An act to amend Section 8205 of the Government Code, relating to notary public.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 899—An act to amend Section 13444 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to dismissal of school district employees.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 20, of the printed bill, after "officer", insert "and excluding any expenses incurred by the employee requesting the hearing".

Amendment No. 2

On page 1, after line 24, insert "This section does not apply to the governing board or employees of a school district whose governing board is authorized but not required to classify employees as permanent pursuant to Section 13307."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 35—An act to amend Section 502 of the Agricultural Code, relating to approved milk inspection service.

Bill read second time, and ordered to third reading.

Assembly Bill No. 208—An act to add Sections 13001.6 and 13831.2 to, and to repeal Sections 13831.2, 13831.3, 13831.4 and 13831.5 of, the Education Code and to add Sections 13254.5 and 13513 to, and to repeal Sections 13513, 13514, 13515 and 13516 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the employment of teachers by school districts, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 11, of the printed bill, as amended in Senate March 23, 1959, strike out "90", and insert "95".

Amendment No. 2

On page 2, line 2, strike out "90", and insert "95".

Amendment No. 3

On page 2, line 14, strike out "90", and insert "95".

Amendment No. 4

On page 2, line 28, strike out "90", and insert "95".

Amendment No. 5

On page 2, line 33, strike out "90", and insert "95".

Amendment No. 6

On page 2, line 45, strike out "90", and insert "95".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 211—An act to amend Sections 18001, 18002, 18350, 18355, and 18444 of, and to add Section 18350.5 to, the Health and Safety Code, relating to auto and trailer parks and tent camps.

Bill read second time, and ordered to third reading.

Assembly Bill No. 945—An act to amend Section 3332 of the Welfare and Institutions Code, relating to the administration and use of the California Industries for the Blind Manufacturing Fund.

Bill read second time.

Motion to Re-refer Assembly Bill No. 945

Senator McBride moved that Assembly Bill No. 945 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 168—An act to amend Section 352 of the Code of Civil Procedure, relating to the statute of limitations.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 566—An act to amend Sections 3632 and 3672 of the Corporations Code, relating to amendments to articles of incorporation.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 877—An act to amend Labor Code Section 101, relating to payment of court costs by the Division of Labor Law Enforcement.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 533—An act to amend Section 1225 of the Government Code, relating to the authority of legislators to administer and certify oaths.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 231—An act to amend Section 630 of the Probate Code, relating to summary probate proceedings.

Bill read second time, and ordered to third reading.

Assembly Bill No. 257—An act to amend Section 71083 of the Government Code, relating to municipal and justice courts and judges thereof, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 275—An act to amend Section 717.1 of the Code of Civil Procedure, relating to proceedings supplemental to execution.

Bill read second time, and ordered to third reading.

Assembly Bill No. 568—An act to amend Sections 3051A and 3068 of the Civil Code, relating to liens.

Bill read second time, and ordered to third reading.

Assembly Bill No. 683—An act to add Section 1744.1 to the Code of Civil Procedure, relating to children's courts of conciliation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 153—An act to amend Section 10493 of the Insurance Code, relating to insurance for participants in municipal playground activities.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 439—An act to amend Section 402.5 of the Revenue and Taxation Code, relating to the assessment of property used for agricultural, airport or recreational purposes.

Motion to Retain Place on File

Senator Montgomery moved that Senate Bill No. 439 be passed on file and retain its place on file until Monday, April 13, 1959.

Motion carried.

Senate Bill No. 336—An act to amend Section 10612 of the Health and Safety Code, relating to vital statistics.

Motion to Retain Place on File

Senator Erhart moved that Senate Bill No. 336 be passed on file and retain its place on file until Monday, April 13, 1959.

Motion carried.

Senate Bill No. 392—An act to amend Section 28126 of the Health and Safety Code, relating to license fees for cold storage plants.

Motion to Retain Place on File

Senator Erhart moved that Senate Bill No. 392 be passed on file and retain its place on file until Monday, April 13, 1959.

Motion carried.

Senate Concurrent Resolution No. 27—Relative to informing Members of the Legislature of the actions of state agencies.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Christensen, Coombs, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—25.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 703—An act to add Sections 33201.5, 33730.5, 33748, and 33749 to, to amend Sections 33202, 33231.5, 33502, 33503, 33700, 33701, 33703, 33704, 33730, 33731, 33732, 33736, 33745, 33746, 33747, 33850, and 33980 of, and to repeal Section 33280, Articles 4 (commencing at Section 33530) and 5 (commencing at Section 33560) of Chapter 3 of Part 1 of Division 24, and Section 33982 of, the Health and Safety Code, relating to community redevelopment and urban renewal.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Shaw, Short, Slattery, and Williams—22.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 14—An act to amend Sections 1781 and 1782 of the Education Code as enacted at the 1959 Regular Session, relating to the annexation, to school districts, of territory not in an elementary or high school district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 494—An act to amend Section 5 of the Humboldt County Flood Control District Act (Chapter 939, Statutes of 1945), relating to the Humboldt County Flood Control District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 862—An act to add Section 3.1 to, and to amend Sections 20 and 30 of, the Tehama County Flood Control and Water

Conservation District Act (Chapter 1280, Statutes of 1957), relating to the Tehama County Flood Control and Water Conservation District.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Christensen, Coombs, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 760—An act to add Section 50022.9 to the Government Code, relating to the adoption of ordinances by cities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Christensen, Coombs, Donnelly, Erhart, Fisher, Hollister, Holmdahl, Johnson, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Rodda, Shaw, Short, Slattery, Stiern, and Williams—23.

NOES—Senator Richards—1.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay Area Rapid Transit District.

Motion to Retain Place on File

Senator Richards moved that Assembly Bill No. 530 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 863—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Motion to Retain Place on File

Senator Richards moved that Assembly Bill No. 863 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Shaw moved that Assembly Bill No. 176 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 1008—An act to amend Section 13842 of the Education Code, and to repeal Section 13842 of said code as amended by Chapter 1635 of the Statutes of 1953, and to repeal Section 13525 of, and to amend and renumber Section 13525.1 of the Education Code

as proposed by Senate Bill No. 2, relating to the compensation of personnel employed in the public schools, declaring the urgency thereof to take effect immediately.

Motion to Refer Bill to Inactive File

Senator Miller moved that Assembly Bill No. 1008 be placed on the inactive file.

Motion carried.

Assembly Bill No. 667—An act to add Sections 10109, 10110, and 10111 to the Streets and Highways Code, relating to domestic water supply improvements under the Municipal Improvement Act of 1913.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 4—An act to amend Sections 74341, 74343, and 74345 of, and to add Section 74346.5 to, the Government Code, relating to the municipal court in a district embracing the City of San Diego, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Fisher.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, and Williams—27.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Resolution No. 62

Relative to the Trussell-Winchester Adobe

WHEREAS, On October 12, 1957, the California State Park Commission, in cooperation with the Santa Barbara Historical Society, dedicated the Trussell-Winchester Adobe, located at 412 West Montecito Street in Santa Barbara, as Historical Landmark No. 559; and

WHEREAS, The Trussell-Winchester Adobe was built in 1854 by a retired sea captain, Captain Horatio Gates Trussell of Orland, Maine, and was partially constructed of material from the wreck of the noble ship S.S. Winfield Scott on Anacapa Island; and

WHEREAS, The charming adobe, set in its beautiful garden, was acquired by the Winchester family in 1882 and was, to our good fortune, bequeathed in 1955 to the Santa Barbara Historical Society by Catherine Bagg Hastings, the niece of Miss Sarah Winchester; and

WHEREAS, The Trussell-Winchester Adobe during its many years of service as a home has housed or been owned by people and families such as Horatio and Ramona Trussell, seven of whose ten children were born in the adobe, and Mr. Herman Eddy, one of the founders of the Santa Barbara County National Bank, Sarah Winchester, pioneer Santa Barbara school teacher and daughter of Uriah Winchester, another New Englander who in 1869 settled at what is still known as Winchester Canyon beyond Goleta, and Walter Fulton Winchester, a surgeon with the Union forces in the Civil War, present at Appomattox when Lee surrendered, Charlotte Bagg, and her daughter, Catherine, Mrs. John Russel Hastings, who in her great generosity left the adobe by will to the Santa Barbara Historical Society; and

WHEREAS, Miss Maria Trussell, Mr. Rufus Trussell, Mr. Sherman Bagg, Mrs. Barbara Bagg McDonald, Mrs. Elizabeth Bagg von Rossler, descendants of those who made the Winchester Adobe their home, were present at the dedication of this historic monument to one of the periods of our colorful and rich past and to some of the intrepid pioneers of the State, and Mr. Ulric L. Trussell, Mr. Edward E. Trussell, and Mrs. Bernice Trussell Logue, are the surviving children of Mr. Edward Trussell who was born in the Trussell-Winchester Adobe and who managed and was major-domo of the Huasna Ranch in San Luis Obispo County, Mr. Edward E. Trussell and Mr. Ulric L. Trussell who is attached to the Legislative Bill Room in the State Capitol were represented at the dedication by Mrs. Ulric L. Trussell, and

WHEREAS, Many historic and romantic tales can be related as to those who have resided in the historic adobe, such as the story of Miss Sarah Winchester's brother, Dr. Robert Fulton Winchester, who came west as the personal physician of Colonel W. W. Hollister and who was a leader of two expeditions to Cocos Island in search of buried treasure; and

WHEREAS, The preservation of the Trussell-Winchester Adobe, made possible by the generosity of Catherine Bagg Hastings, is indeed a significant event. As was stated by the various speakers at the dedication of the adobe, it is important to preserve physical remembrances of the significant past that we in California are fortunate to have, and indeed such preservation becomes even more important as the State grows so rapidly and thereby so frequently destroys fascinating remnants of our past in the wake of its growth; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate pay tribute to the late Catherine Bagg Hastings for her generosity in making possible, in part, the preservation of this significant monument to the history of California and the West, and further, commend the Santa Barbara Historical Society and the others who have contributed to the successful preservation and restoration of the Trussell-Winchester Adobe as a landmark to our past; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Miss Maria Trussell, Mr. Rufus Trussell, Mr. Ulric L. Trussell, Mr. Edward E. Trussell, Mrs. Bernice Trussell Logue, and Mr. Sherman Bagg; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the Santa Barbara Historical Society, to be mounted in an appropriate place within the Trussell-Winchester Adobe.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Senate Bill No. 233—An act to repeal Chapter 4 (commencing at Section 6961) of Part 2, Division 6 of, to amend Section 6991 of, and to add Section 6996 to, the Public Resources Code, relating to state streams, lakes, and lands.

Objection Raised

Senator Shaw objected to Senate Bill No. 233 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 233 to the second reading file.

Senate Bill No. 658—An act to amend Section 5006 of the Water Code, relating to the State Water Rights Board.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 877—An act to amend Section 154.5 of the Water Code, relating to the California Water Commission.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 771—An act to amend Section 5127 of the Agricultural Code, relating to California Beef Council fees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 773—An act to amend Section 5654 of the Business and Professions Code, relating to landscape architecture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 868—An act to amend Section 5681 of, and to add Section 5657 to, the Business and Professions Code, relating to the practice of landscape architecture.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1234—An act to amend Section 9900 of, and to repeal Sections 9912, 9913, 9914, 9916, and 9917 of, the Elections Code, relating to municipal elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1236—An act to amend Section 26802 of the Government Code, relating to the duties of a registrar of voters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Christensen, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 495—An act to amend Section 9535 of the Education Code, and amend Section 8801 of the Education Code as proposed by Senate Bill No. 2, relating to county school service fund library services.

Motion to Re-refer Assembly Bill No. 495

Senator McBride moved that Assembly Bill No. 495 be re-referred to Committee on Finance.

Motion carried.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1192: By Senator O'Sullivan—An act to amend Section 122.5 of the Agricultural Code, relating to plant quarantine and pest control.

Referred to Committee on Agriculture.

Senate Bill No. 1193: By Senators Brown and Collier—An act to amend Sections 2110, 2150, and 2152 of the Streets and Highways Code, relating to county roads.

Referred to Committee on Transportation.

Senate Bill No. 1194: By Senator Gibson—An act to amend Section 5783.2 of, to repeal Section 5785.2 of, and to add Section 5785.2 to, the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Elections.

Senate Bill No. 1195: By Senators Holmdahl, Short, O'Sullivan, Miller, Rodda, Gibson, Coombs, and Fisher—An act to amend Section

7901 of the Public Utilities Code, relating to telegraph or telephone corporations.

Referred to Committee on Public Utilities.

Senate Bill No. 1196: By Senator Holmdahl—An act to add Section 7901.5 to the Public Utilities Code, relating to telegraph and telephone corporations.

Referred to Committee on Public Utilities.

ADJOURNMENT

At 12.05 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, April 13, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-THIRD LEGISLATIVE DAY

SEVENTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 13, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, it is so easy to be scornful and cynical about man, about the meaning of life, and about our political, business, and social enterprises. Save us, we pray, from this intellectual blight which warps our minds and shrivels our souls. Help us rather to believe that, "the Lord is good and his loving kindness endures forever," making life good and bringing hope to our world. AMEN.

PLEDGE OF ALLEGIANCE

Senator Grunsky led the Senate in pledging allegiance to the Flag.

RECESS

At 3.29 p.m., on motion of Senator Burns, the Senate recessed for the purpose of introducing the Speaker of the House of Representatives of the Thirty-third Session of the Utah State Legislature, Mr. Sheldon R. Brewster.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Burns, Collier, and McBride as a Special Committee to escort Speaker Brewster to the rostrum.

Senator Burns introduced Mr. Brewster to the Senate.

Mr. Brewster then addressed the Senate, stating that he had served five sessions as a Member of the House and in 1941 was Speaker. He

came back again in 1957 to make recommendations providing for annual sessions of the Utah Legislature which now has only 60-day sessions every two years. Speaker Brewster thanked the Senate for the information they gave him and the opportunity of speaking before them.

REASSEMBLED

At 3.38 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Paulene Paregien, Mrs. Fanny Wilkinson, Mrs. Elizabeth Ingram, Mr. Burdell Cates, teachers, Mr. Jack Joseph, principal, and Mr. Billy Matta, bus driver, and the following students of Union Elementary School: Jimmy Ingram, Paul Willett, Larry Wallis, Leonard Rose, Danny DeArman, Donald Wilkinson, Franklin Brown, Guy Quinn, Glen Icho, Bobby Wages, Diane Amerson, Nancy Teague, Jacqueline Owsley, Barbara Ragsdale, Doris Anderton, Roberta Peck, Maria Tobias, Mary Jane Rhodes, Lola Bridges, Lora Bridges, Magdalene Wosnik, Bernice Raper, Mildred Carter, Margaret Paregien, Wilsie Harmon, and Dorothy Houston.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Merna McEuen of Hanford.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the eighth grade of Taylor School in Millbrae: Richard Aiken, Lynne Almand, Cheryl Benedetti, Barbara Berg, Richard Berthold, Marilyn Bracker, Janet Brown, Terry Brown, Robert Cochran, Leanne Cook, William Ervin, Stephen Halden, Reed Harris, Dolores Haszler, John Hoogendyk, Roberta Howell, Steven Jacobs, Gilbert Mansergh, JoAnn McCline, Linda Nelson, Douglas Nielsen, Kathleen Nuno, Nancy Prout, Sheldon Smith, Richard South, Susan St. Clair, Anne Todd, Bonnie Vendig, Gary Venter, Roger Williams, Charlotte Sotelo, Matthew Akers, Richard Barea, Barry Bloom, Kathleen Carr, Roy Chastain, Joan Cognetta, Catherine Davis, Jan Dukes, Susan Eiermann, Kathleen Ellery, William Forst, Bryan Grether, Judy Heins, Carolyn Hume, Donald Kahrs, Arthur Kenney, Kathy Lineham, David Mackey, Coralyn Mann, David Milanese, Michael Murray, Kathy Neal, Cheryl Nix, Helen Olson, Linda Dianne Saari, Mesa Sides, Robert Stewart, Barbara Walker, Barbara Wear, Susan Winkelman, James McPherson, Robert Bernard, and Julianne Orgeron.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Thorn P. Gale of Santa Rosa.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Don Monte, Tom Nevins, Mrs. Mary Brady, Miss Ann Van Antwerp, Eugene Trask, Mr. and Mrs. Richard McInerney, Dr. Hoyt Jackson, and Dr. Ben Franklin.

On request of Senators Christensen and McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Ross Koen, Dr. Gilbert Abearian, Don Peterson, Olin Kirkland, Larry Hines, Tony Karachale, John Sandretto, Larry West, Milton Funk, from Humboldt State College.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. William Kirk, Mr. and Mrs. Harry Florentine, and R. R. Crowther, all of San Diego; also Phil Andreen of Coronado, Dennis Harwood of San Diego, Frank MacCall of Jamul, and Jim Rooney of San Diego, all of whom are Pomona College students.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Elmer Pybrum.

On request of Senators Cobey and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Cloy Engelhard of Altadena.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Barbara Miller, Claudine Radisich, Dr. Le Roy Hardy, Jim Chalker, Mike Brown, and Ted Peratis, of Long Beach State College; Mrs. John Luther of Costa Mesa; Mrs. Earl Stanley of Newport Beach; Pat Lucas and Carolyn Miller of the University of Redlands; Madelyn Petrovich, Bob Collier, Dan Santo, Mike Uhler, and Sally Clark, of Whittier College.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Barry, Robert Feyerabend, and Ted Hicks, of Stanford University; Steve Ctrobels, Mary Birmingham, and Nancy Wilsford, of San Jose; and Mrs. Paula Davis of Mountain View.

On request of Senator Coombs, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Walter C. Utt, John Hughes, Joe Wheeler, Ervin Sicher, Jack Gilliland, Elizabeth McCart, Elvi Tobiassen, and Bruce Anderson, from Pacific Union College in Angwin.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Guy Jaggard of Bakersfield.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Wm. Broulland and daughter Judy of Chico, and Miss Sheila Chase and Miss Linda Miller.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Whitecar of El Centro and David Dotson of Brawley.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bob Pace, Ronald Fox, and Frank Titi of Los Angeles State College; Carl Barr of Los Angeles; Art Rubine of North Hollywood; Richard Sturtridge of Inglewood; and Richard Yerby of Alhambra.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to 66 eighth grade

students of the Taylor School in Millbrae with Mrs. Jean Young and Mrs. Audrey Scollard. Also to Carl W. Hulberg, City Clerk of San Bruno, Mrs. Barbara Thomas and Mr. Robert Bodeman of San Bruno; and to the following college students: Stanford Area Young Republicans—Bob Lemmon, Mel Hetzel, Hal Griffin, and Dick Noble. Sue Hoefler, Ruth Kaiser, Louann Daugherty, Roger Murdock, Larry Grinnell, Juan Gonzalez, Dr. Frank Fahey, of the College of San Mateo; Thomas Malloy, Martin Larrey, Michael Sauer and Alec Brindle, of Santa Clara University; Maryann Vargas, Marianne Compagno, Rosaleen Badami, Barbara Petersen, Peggy Kiely, Pat Heeg, Joan Wilhelm, and Dr. Konirsh, of College of Notre Dame.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following teachers, parents, and students of Loma Vista Intermediate of Concord: Teachers and Parents—Mr. Michael S. Petullo, teacher, Mrs. Manuel Estrella, Mr. John Sheehan, Mrs. Lee Artis, Mrs. Oliver Carroll, and Mrs. J. Gautier; Students—Edward Artis, Richard Bailey, Diane Bentley, Beverly Bohannon, Mary Boyle, Mike Carroll, Cheryl Christiansen, Vickie Cotten, Gerry Cross, Jerry Cunningham, Mike DeHart, Jim Drisko, Bob Duffield, Gary Estrella, Glenn Dunlap, Ralph Ford, Jim Gautier, John Gourd, Jim Haley, Dorothy Hall, Barbara Hardwick, Sharon Helgeson, Barry Kannon, Peggy Kemp, Dianne Kiger, Dale Kling, Sue Moise, David Morgan, Gary Parks, Terri Pemberton, Diane Pongegrow, Patsy Robinson, Lari Sheehan, Philip Stout, and Pat Timbrell; Teachers and Parents—Mrs. Jackson, Mrs. Kollenborn, Mrs. Kline, Mrs. Peterson, Elizabeth Simonson, teacher, and Mrs. Laurence; Students—Linda Amos, Rita Beutel, Larry Burke, Pat Butler, Gloria Cooke, Larry Disher, Bill Fell, Sharon Fennell, Nancy Fitch, John Fore, Caroline Gee, Gary Gifford, Lavelle Jackson, Greg Jones, Carol Kline, Gordon Kollenborn, Susan Lamont, Pete Laurence, John Murdoch, Brian Nugent, Ron O'Neal, Raymon Penning, Janet Peterson, Dennis Pooler, Steve Poplack, Paul Raymond, Randy Reber, Kip Roebken, Jay Shatting, Susan Shepard, Janice Smith, Pat Somerville, Cathy Webb, and Allan Zimmerly; Teachers and Parents—Mr. Duffy and Mrs. Archer; Students—Charles Allan, David Babbitt, Sandra Brothers, Peter Brotsch, Gertrude Chong, Dorothy Darrell, Fred Doran, Robert Gilbertson, Jerry Grahm, Velma Herrera, Mike Hughes, Gary Joaquin, Donald Johnson, Harry LeMunyon, Delores Loza, Sandra Marquez, Shirley Miarti, Sandra Nailen, David Pattison, Colin Sprague, Sharon Sullivan, David Vallero, Sue White, Donald Woolen, David Ballard, Barbara Dorrence, Tom Archer, Ethon Allen, Joan Jarvis, Duane Dughman, Jim Clark, and Allen Speights; Teachers and Parents—Mrs. Hodgson, Mrs. Caruso, Mrs. Gabrysiak, Mrs. Glazier, and Mr. Harris, teacher; Students—Anita Allen, Don Anderson, Jane Barrett, Jane Beard, Gaylene Bjorquist, Kathy Caruso, Ray Conrad, Mike Cook, Jean Davis, Frank Duggan, Dennis Evans, Dan Friese, Charles Gabrysiak, Robert Garrison, David Gaul, Stuart Glazier, John Hall, Tommy Hodgson, Sandra Jacobson, Barbara Jamison, James Kelly, Alfred Laitinen, Linda Logsdon, Judy Losh, Vickie Machado, Damaris Martindale, Bruce Manning, Sue Meadows, Trudy Miller, Jackie Morgan, Donald Paul, Jim Rego, Pamela Scott, Mary Louise Sikola, and JoAnne Crown.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Pauline Funk of Sacramento, and the following directors, officers, and division presidents of the California Retired Teachers Association: Miss Cecilia O'Neil, president; Mr. James Z. Gardner, legislature chairman; Mrs. John Conway, Myrtle McHenry, Harry Shantz, Mabel Nelson, Wm. H. Johnson, Guy H. Jaggard, Mr. and Mrs. Roy T. Nichols, Alice Abbott, Lella Cameron, Sara Smitherun, Eleanor Gratz, Mattie A. Glasserman, Sigmund Glasserman, Julia G. Farnham, E. Louise Jolly, Marguerite Shannon, Mabel Breeden, Clarice Horton, Winifred B. Wilson, Ethel Eastham, Zetta Carver, Erna Hammerich, Eva Holmes, Alice Beaird, Dixie Nickell, Minnie M. Gale, Thom Gale, Carolyn Thompson, Ella Nichllious, C. J. Appling, Ralph B. Thomas, Henrietta Horton, Hazel Bell, Elsie Thomas, Stella Thompson, Earl Thompson, Frances Hansen, Susie A. Corpstein, W. N. Davix, Grace V. Widemann, Ethel L. Higgins, Margie C. Feller, Alice C. Mellon, Ethel Y. Winkler, Clyde L. Mount, Florence D. Mount, Grace L. Roberts, Elice Burk, Ina Gerrett, Eunice Gardner, Alta M. Trowbridge, Edith McDonald, Hazel P. Binkley, Effie W. Logan, Margaret H. Schaefer, M. Ethel Thomas, Mary K. Carroll, Jessie W. Civile, Florence Erwine, John H. Swan, Ella E. Ball, Minnie Hughes, Lymon La Tourrette, C. W. Preston, Lucille Kohlmetz, and Edith M. Hitchcock.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jean King, trip chairman, and the following members of the Women Democrats of Oakland: Mrs. Helen deOng, Mrs. Zillah Draper, Mrs. Stella Emerson, Mrs. Elizabeth Hale, Mrs. Josephine King, Mrs. Eva Grace Lane, Mr. Harry J. Lane, Mrs. Florence Maze, Mrs. Ann M. Murphy, Mrs. Anna R. Murphy, Mrs. Emily Pausch, Mrs. V. A. Pausch, Mrs. Bertha Scholz, Mrs. Libby Sedlak, Mrs. Leona Stanley, Mr. C. K. Warne, Mrs. Rhoda Warne, Mrs. A. H. White, Mrs. Elsie Weinberg, Mrs. Rosette von Friden, Mrs. Putman, Mrs. Carrie Brandenburg, Mrs. Sally Chance, Mrs. Shelby Smith, Mrs. Elmer Bark, Mrs. Elizabeth Burnett, Mrs. Grace Bryson, Mrs. Mildred Hosey, Miss Helen Keeney, Mrs. Frona Ernst, Mrs. Grace Lindgren, Mrs. Margaret Elizares, Mrs. Reba Matheny, Mrs. Marion V. Harwood, Mrs. Martha Light, Mrs. Francis Albrier, Mrs. Jean King, Mrs. Lilian Elnor, Mrs. Lee, Mrs. Helen Holmdahl, Mrs. Mary Helen Nisewaner, Mrs. Marilyn Eaton, Mrs. Dolarian, Mrs. Rose Saroyan, and Mrs. Erma Schumacher.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this days was unanimously extended to Mrs. Katherine Hunt, teacher, Mrs. Butler, Mrs. A. K. Stout, Mrs. Lemke, and the following seniors of Upper Lake Union High School: Ann Butler, George Burns, Jim Carlile, Danny Clay, Danton Eaton, George Fautch, Roger Harps, Lloyd Holeman, Mike Ieay, Martin Lemke, John Maness, Carolyn Mathewson, Larry Merriman, Deanna Polk, Karen Riley, Lila Simaon, Hazel Stout, Carl Stout, Bob Taft, David Triplett, Jerry Waters, and James Wright.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Alfred Gertmenian of Alameda, Miss Patricia Heeg of San Leandro, Robert

McHale of Castro Valley, Arthur Forcier, Misses Eleanor Dobbins, Mary Anderson, and Monica McKeown of Holy Names College; also to the following women Democrats, 15th A. D. and other groups, Oakland, Berkeley, and Albany: Grace Bryson, Elma Putnam, Mary C. Lee, Shelby S. Smith, Magda G. Calderon, Marion V. Harwood, Martha Light, Carrie Brandenburg, Helen Holmdahl, Lillian N. Dolarian, Ronalie Creque, Frona Ernst, Mrs. Elmer Bark, Mrs. Elizabeth Burnett, Mrs. Margaret Elizares, Jean King, Grace Lindgren, Florence Maze, Zillah Draper, Mrs. Josephine B. King, Elizabeth Hale, Mrs. Leona Stanley, Mrs. Stella Emerson, Ruth R. White, Emily Pausch, Effie A. Hult, Lucy E. Hedgpeth, Ann Murphy, Elsie Weinberg, Rosette Van Zuiden, Matilde D. Smith, Mrs. Chas. P. Murphy, Helen Keeney, Reba Matheny, Frances Albrier, Sophie Kates, C. K. Warne, Helen M. de Ong, Libby Sedlak, Harry J. Lane, Lillian Elmer, Virgil Pausch, Eva Grace Lane, Rhoda Warne, and Mildred Hosey.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 869

Assembly Bill No. 1233

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Joint Resolution No. 14

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 10, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 639

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered enrolled.

ASSEMBLY CHAMBER, April 10, 1959.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 45

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered enrolled.

ASSEMBLY CHAMBER, April 10, 1959.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Concurrent Resolution No. 44

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above resolution ordered to unfinished business file.

ASSEMBLY CHAMBER, April 10, 1959.

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 117

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day respectfully refused to concur in Senate amendments to:

Assembly Bill No. 4 An act to amend Sections 74341, 74343, and 74345 of, and to add Section 74346.5 to, the Government Code, relating to the municipal court in a district embracing the City of San Diego, declaring the urgency thereof, to take effect immediately;

And appointed Messrs. Crawford, Hegland, and Schrade as a committee on conference to meet a like committee from the Senate.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

MR. PRESIDENT: The Committee on Rules announces the appointment of Senators Fisher, Miller, and Farr as a Senate Committee on Conference concerning Assembly Bill No. 4 to meet a like committee of the Assembly.

SENATE COMMITTEE ON RULES
BURNS, Chairman

Chief Assistant Secretary Lachlan M. Richards at the Desk

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 10, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 49
Assembly Bill No. 150
Assembly Bill No. 160
Assembly Bill No. 528
Assembly Bill No. 575
Assembly Bill No. 576
Assembly Bill No. 622
Assembly Bill No. 921
Assembly Bill No. 979
Assembly Bill No. 1029
Assembly Bill No. 1045
Assembly Bill No. 1091

Assembly Bill No. 1100
Assembly Bill No. 1252
Assembly Bill No. 1343
Assembly Bill No. 1409
Assembly Bill No. 1587
Assembly Bill No. 1630
Assembly Bill No. 1671
Assembly Bill No. 1709
Assembly Bill No. 1731
Assembly Bill No. 1777
Assembly Bill No. 1845

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 49—An act to add Sections 322, 323, 12519, 22413, 31401, 31402, 31403, 31404, 31405, 31406 and 31407 to, and to amend Section 31400 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to amend Section 16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to farm labor vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 150—An act to add Section 104.8 to the Welfare and Institutions Code, relating to the administration of public assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 160—An act to add Section 6545.5 to the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Business and Professions.

Assembly Bill No. 528—An act to amend Sections 3212 and 3212.5 of the Labor Code, relating to workmen's compensation.

Referred to Committee on Local Government.

Assembly Bill No. 575—An act to amend Section 1532 of the Probate Code, relating to sales by guardians.

Referred to Committee on Judiciary.

Assembly Bill No. 576—An act to amend Section 787 of the Probate Code, relating to a sale made upon a credit by an executor or administrator.

Referred to Committee on Judiciary.

Assembly Bill No. 622—An act to amend Section 5281 of the Streets and Highways Code, relating to special assessment proceedings under the Improvement Act of 1911.

Referred to Committee on Local Government.

Assembly Bill No. 921—An act to repeal Section 26204 of the Government Code, relating to war histories of counties.

Referred to Committee on Local Government.

Assembly Bill No. 979—An act to add Sections 22015, 22152, 22308 and 22503 to, and to amend Sections 22150 and 22151 of, the Government Code, relating to integration of federal old-age and survivors insurance with the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1029—An act to amend Sections 7393, 7398, and 7442 of, and to repeal Sections 7441 of, the Business and Professions Code, relating to the practice of cosmetology.

Referred to Committee on Business and Professions.

Assembly Bill No. 1045—An act to add Section 233 to the Water Code, relating to archaeological investigations.

Referred to Committee on Water Resources.

Assembly Bill No. 1091—An act to amend Section 2422 of the Education Code, Section 1723 of the Education Code, as proposed by Senate Bill No. 2, Section 7920 of the Elections Code, Section 1180 of the Military and Veterans Code, and Section 22229 of the Public Utilities Code, relating to the classification of cities.

Referred to Committee on Local Government.

Assembly Bill No. 1100—An act to add Section 14115 to the Health and Safety Code, relating to local fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 1252—An act to add Sections 853.5 and 853.6 to the Penal Code, relating to ordinance enforcement procedure.

Referred to Committee on Judiciary.

Assembly Bill No. 1343—An act to amend Sections 967 and 969 of, and to repeal Chapter 6 (commencing at Section 880) of Part 2 of Division 1 of the Health and Safety Code, relating to local health districts.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1409—An act to add Section 26206 to the Government Code, relating to rewards for apprehension and conviction of vandals.

Referred to Committee on Judiciary.

Assembly Bill No. 1587—An act to amend Section 30904 of, and to repeal Section 31003 of, the Vehicle Code enacted by the Legislature at the 1959 Regular Session, relating to vehicles transporting hay.

Referred to Committee on Local Government.

Assembly Bill No. 1630—An act to amend Section 2286 of the Business and Professions Code, relating to the healing arts.

Referred to Committee on Business and Professions.

Assembly Bill No. 1671—An act to validate certain acts of taxing agencies and revenue districts and of their officers, relating to property taxation.

Referred to Committee on Local Government.

Assembly Bill No. 1709—An act to amend Section 35407 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to water well drilling and servicing equipment on vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1731—An act to amend Section 42230 of the the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to refund of fees upon rejection of applications.

Referred to Committee on Transportation.

Assembly Bill No. 1777—An act to add Section 13747.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to re-employment of noncertificated school district employees.

Referred to Committee on Local Government.

Assembly Bill No. 1845—An act to add Section 54906 to the Government Code, relating to highway lighting districts.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 13, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 55

Assembly Bill No. 320

Assembly Bill No. 1435

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 55—An act to create the Yuba County Water Agency, to develop and promote the beneficial use and regulation of the water resources of Yuba County, prescribing the agency's powers and duties, providing for its organization, operation and management and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for the issuance of bonds payable solely from revenues, providing for the levy and collection of taxes for the payment of general agency expenses, and for co-operation and contracts with any entity.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 320—An act to repeal Chapter 1 of Division 7 of, to add Chapter 1 to Division 7 of, and to repeal Section 5007 of, the Elections Code, relating to election campaigns, campaign contributions and campaign expenditures, and providing penalties for violations thereof.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1435—An act to amend Section 5302.6 of the Streets and Highways Code, relating to the Improvement Act of 1911, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 10, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 102

Assembly Concurrent Resolution No. 103

Assembly Joint Resolution No. 16

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 102—Relative to extending congratulations to the California branch of the National Council of Jewish Women.

Resolution ordered to the third reading file.

Assembly Concurrent Resolution No. 103—Relative to scientific research facilities of the University of California and the state colleges.

Referred to Committee on Education.

Assembly Joint Resolution No. 16—Relative to the Auburn Dam on the American River.

Referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 339—An act to amend Section 8752 of the Education Code, and amend Section 5602 of the Education Code as proposed by Senate Bill No. 2, relating to junior high schools;

And reports that the same has been correctly enrolled, and presented to the Governor on the tenth day of April, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 36—Relative to the continuance of the Joint Committee on Water Problems;

Senate Concurrent Resolution No. 41—Relative to making additional funds available to the Legislative Budget Committee, established by Chapter 1667, Statutes of 1951;

And reports that the same have been correctly enrolled, and presented to the Secretary of State on the tenth day of April, 1959, at 3.30 p.m.

BURNS, Chairman

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 164	Senate Bill No. 466
Senate Bill No. 165	Senate Bill No. 579
Senate Bill No. 170	Senate Bill No. 595
Senate Bill No. 270	Senate Bill No. 635
Senate Bill No. 299	Senate Bill No. 769
Senate Bill No. 335	Senate Bill No. 919

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 10, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 607

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 899

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 480

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 657

Senate Bill No. 880

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Labor

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 943

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 781

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 112

Assembly Bill No. 81

Senate Bill No. 563

Assembly Bill No. 750

Senate Bill No. 582

Assembly Bill No. 996

Senate Bill No. 864

Assembly Bill No. 998

Senate Bill No. 886

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 999

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass on Consent Calendar as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 905

Assembly Constitutional Amendment No. 21

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 761

Assembly Bill No. 997

Has had the same under consideration, and reports the same back with the recommendation: Do pass, on Consent Calendar.

DILWORTH, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 330

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an interim committee.

DILWORTH, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Business and Professions

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 421

Assembly Bill No. 397

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 421

Senator Thompson moved that Senate Bill No. 421 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 421—An act to add Section 6539 to the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 18, inclusive, and insert "6539. Upon receipt of an application for enrollment or admission to a barber college which shows that the applicant has been convicted of a crime, the board shall review such application and may deny the applicant permission to enroll in or be admitted to the college if the crime of which he was convicted was a crime involving moral turpitude. No college shall enroll or admit a person whose application shows that he has been convicted of a crime without first having received written authorization so to do from the board. Any knowing concealment or misrepresentation by an applicant concerning his criminal record shall, if discovered prior to his enrollment or admission, be grounds for denial of his application, and if discovered after such enrollment or admission, shall be grounds for an order by the board discontinuing his training and forfeiting his credit for any training theretofore completed. The board shall not deny an application or order any training discontinued or credits forfeited pursuant to this section except after proceedings conducted in accordance with Chapter 5 (commencing at Section 11500), Part 1, Division 3, Title 2 of the Government Code."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND ASSEMBLY BILL NO. 397

Senator Johnson moved that Assembly Bill No. 397 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 397—An act to add Section 6537.1 to the Business and Professions Code, relating to barbering.

Bill read second time.

Motion to Amend

Senator Johnson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Assembly March 2, 1959, strike out "an advanced", and insert "a postgraduate".

Amendment No. 2

On page 1, line 11, strike out "advanced", and insert "postgraduate".

Amendment No. 3

On page 1, line 12, strike out "in the evenings and on Mondays", and insert "after 6 p.m. on any workday".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 562

Senate Bill No. 777

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 562

Senator Miller moved that Senate Bill No. 562 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 562—An act to add Section 106.5 to the Welfare and Institutions Code, relating to the Department of Social Welfare.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 106.5 to the Welfare and Institutions"; and strike out line 2 of the title and insert "Article 3 (commencing at Section 11200) to Chapter 2 of Part 1 of Division 3 of Title 2 of the Government Code, relating to state departments."

Amendment No. 2

On page 1, strike out lines 1 to 14, inclusive, and insert

"SECTION 1. Article 3 (commencing at Section 11200) is added to Chapter 2 of Part 1 of Division 3 of Title 2 of the Government Code, to read:

Article 3. Staff

11200. The Governor, upon the recommendation of the director of each state department, shall appoint a deputy or deputies to the director.

11201. The exempt position for each person appointed pursuant to this article (pursuant to subdivision (5) of Section 4 of Article XXIV of the Constitution) shall be a secretary holding a position confidential to the appointee."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 777

Senator McAtter moved that Senate Bill No. 777 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 777—An act to require the sale of certain lands now in the possession and control of the San Francisco Port Authority.

Bill read second time.

Motion to Amend

Senator McAteer moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 50, after the period, insert "The Port Authority may require as additional consideration that the City and County of San Francisco shall agree to provide such access streets to the waterfront as may be necessary. A deed or quitclaim deed executed by the San Francisco Port Authority shall be sufficient to convey title of said lands to the Redevelopment Agency of the City and County of San Francisco."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Senate Bill No. 740

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 740

Senator McBride moved that Senate Bill No. 740 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 740—An act to amend Sections 16616 and 16618 and the heading of Chapter 5 (commencing at Section 16601) of, and to add Article 2 (commencing at Section 16645.1) to Chapter 5 of, Division 12 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to child care centers for mentally retarded and physically handicapped children.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 4, of the printed bill, as amended in Senate April 7, 1959, strike out "and", and insert "an".

Amendment No. 2

On page 7, strike out line 9, and insert

"SEC. 4. Section 16618 of said code is amended to read:

16618. The statewide average state support per hour per child shall be twenty-six cents (\$0.26).

(a) For purposes of this article (commencing at Section 16601) the Superintendent of Public Instruction shall apportion state funds to the districts using twenty-six cents (\$0.26) per hour per child. If the fees collected by any district shall for any month be less or more than thirteen cents (\$0.13) per hour per child, the amount of the apportionment shall be increased or decreased in an amount equal to the amount by which the fees collected are less or more, respectively, than

thirteen cents (\$0.13) per hour per child, except that in no event shall the amount apportioned exceed thirty-one cents (\$0.31) per hour per child.

(b) For child care centers for mentally retarded and physically handicapped children, the Superintendent of Public Instruction shall apportion state funds as provided in Section 16645.11."

Amendment No. 3

On page 7, strike out lines 10 to 27, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Business and Professions

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 927

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 927

Senator Thompson moved that Senate Bill No. 927 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 927—An act to amend Sections 7302, 7310, 7311, 7312, 7315, 7320, 7323, 7330, 7331, 7332, 7334, 7362.1, 7370, 7372, 7373, 7374, 7376, 7380, 7382, 7383, 7393, 7394, 7400, 7412, 7420, 7431, 7436, and 7442 of, and to add Sections 7321, 7321.1, 7321.2, 7321.3, 7321.4, 7330.1, 7330.2, 7330.3, 7330.4, 7332.3, and 7332.5 to, and to repeal Section 7321 of, and Article 4 (commencing at Section 7350) of Chapter 10 of Division 3 of, the Business and Professions Code, relating to the practice of cosmetology.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 20, of the printed bill, after "cosmetology", insert "or any of its branches".

Amendment No. 2

On page 3, line 10, strike out "of cosmetology is", and insert "or branches of cosmetology are".

Amendment No. 3

On page 3, line 29, strike out "body", and insert "head or neck".

Amendment No. 4

On page 4, line 2, strike out "includes", and insert "means".

Amendment No. 5

On page 4, line 10, after "cosmetics", insert "on another individual".

Amendment No. 6

On page 6, strike out lines 19 to 24, inclusive, and insert "abolished. Any person whose certificate of registration and license as a permanent waver has expired for failure of the licensee to renew within the time fixed by Section 7436 may reinstate such certificate by filing an application for reinstatement within 180 days after the effective date of the amendment made to this section at the 1959 Regular Session of the Legislature and complying with the provisions of

Section 7437. The board shall thereupon issue such person a certificate of registration and license as a cosmetologist. If an examination is required for such re-statement, the fee therefor shall be fixed by the board at not more than eight dollars (§8) and not less than two dollars (§2)."

Amendment No. 7

On page 7, line 28, after "cosmetology", insert "or as a cosmetology instructor".

Amendment No. 8

On page 7, between lines 48 and 49, insert

"(e) For a certificate of registration and license as a cosmetology instructor, not less than 200 hours."

Amendment No. 9

On page 8, line 20, after "licensed", insert "in such branch".

Amendment No. 10

On page 8, line 26, strike out "hairedresser and cosmetician or".

Amendment No. 11

On page 9, between lines 2 and 3, insert

"A person licensed as an instructor at the effective date of the amendments made to this section at the 1959 Regular Session of the Legislature shall not be subject to such amendments."

Amendment No. 12

On page 9, line 52, strike out "occupations of cosmetology", and insert "occupation of cosmetologist".

Amendment No. 13

On page 10, line 1, strike out "practice", and insert "practical".

Amendment No. 14

On page 12, line 48, strike out "and", and insert "a cosmetology".

Amendment No. 15

On page 13, line 14, after "tology", insert "or a school of electrology".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Revenue and Taxation

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Constitutional Amendment No. 13

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 13

Senator Gibson moved that Senate Constitutional Amendment No. 13 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 $\frac{1}{4}$ of, and adding Section 1 $\frac{1}{4}$ a to, Article XIII thereof, relating to the veterans' tax exemption.

Resolution read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 6, of the printed measure, as amended in Senate April 6, 1959, after "be", insert "amended as follows":

Amendment No. 2

On page 1, line 9, strike out "thereof is" and insert "be".

Amendment No. 3

On page 3, line 3, strike out "is", and insert "be".

Amendment No. 4

On page 3, line 3, strike out "thereof", and insert a comma.

Amendments read, and adopted.

Resolution ordered printed, and re-referred to Committee on Revenue and Taxation.

MOTION TO TAKE BILL FROM INACTIVE FILE

Senator Miller moved that Assembly Bill No. 691 be taken from the inactive file and placed on the second reading file.

Motion carried.

MOTION TO APPROVE JOURNALS

Senator Burps moved that the Journals for Monday, April 6, 1959; Tuesday, April 7, 1959; Wednesday, April 8, 1959; Thursday, April 9, 1959; and Friday, April 10, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senator Richards:

Senate Resolution No. 82

Relative to interim study of class interruptions in the public schools

WHEREAS, The improvement of public education is generally recognized as one of the central tasks of state government; and

WHEREAS, One effective technique of improving education can be summarized in the phrase "let the teachers teach"; and

WHEREAS, There is strong sentiment on the part of many citizens dedicated to the improvement of public education to utilize the schools and school buildings more fully and effectively; and

WHEREAS, Teachers are too often prevented from devoting their full time to teaching by a great variety of class interruptions, including the conducting of fund drives, the preparing and presentation of holiday programs, the holding of excessive numbers of assembly periods, and the circulating of students in and out of classes for many special purposes irrelevant to the actual education of the students; and

WHEREAS, All educators and citizens aware of the problem deplore these interruptions because of their adverse effect on the primary purpose of learning and because they prevent full utilization of the teaching staff and the school plant; now, therefore, be it

Resolved by the Senate of the State of California, That this body finds that the problem of class interruptions in the schools is a proper subject for study by an appropriate interim committee to be designated by the Committee on Rules prior to the expiration of the 1959 Regular Session; and be it further

Resolved, That the committee's report to the Legislature at the 1961 Regular Session shall include consideration of the extent of the problem and the possibility of appropriate legislative action to remedy it.

Resolution read, and referred to Committee on Rules.

By Senator Richards:

Senate Resolution No. 83

Relative to interim study of payments to substitute teachers

WHEREAS, The children of California are entitled to the best teachers who are available to teach them; and

WHEREAS, It is necessary to provide substitutes for teachers unable for various reasons to meet their classes; and

WHEREAS, Substitute teachers are sometimes paid too little to guarantee that there is an adequate supply of the most competent persons to fill this important function; now, therefore, be it

Resolved by the Senate of the State of California, That this body finds that current practices respecting compensation of substitute teachers in the public schools is a proper subject of study by an appropriate interim committee to be designated by the Committee on Rules prior to the expiration of the 1959 Regular Session; and be it further

Resolved, That such study should include all aspects of the problems relating to the compensation of substitute teachers in the public schools; and be it further

Resolved, That the committee's report to the Legislature at the 1961 Regular Session shall include consideration of the propriety and need for legislation requiring a minimum daily payment to substitute teachers of twenty-five dollars (\$25) per day.

Resolution read, and re-referred to Committee on Rules.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Bill No. 616—An act to amend Section 2540 of the Elections Code, relating to the qualification of political parties.

Motion to Reconsider Assembly Bill No. 616

Pursuant to his motion previously made, Senator Beard moved that the Senate, at this time, reconsider the vote whereby Assembly Bill No. 616 was passed.

The roll was called, and Assembly Bill No. 616 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—36.

NOES—Senator Slattery—1.

Motion to Set Special Order

Senator Beard moved that Assembly Bill No. 616 be made a special order of business for Tuesday, April 21, 1959, at 4 p.m.

Motion carried.

UNFINISHED BUSINESS

MOTION TO CONFIRM GOVERNOR'S APPOINTMENT

Senator Burns moved that the Senate take up at this time for confirmation, the following appointment of the Governor, which was reported from the Committee on Rules on April 10, 1959, appearing on page 1354 of the Senate Journal, recommending its confirmation:

WILLIAM E. WARNE, as Director of Fish and Game.

The roll was called, and the appointment by the Governor was confirmed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—35.

NOES—None.

Appointment Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointment of William E. Warne.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Short:

SENATE CHAMBER, SACRAMENTO, April 8, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1074—An act to amend Section 1050 of the Penal Code, relating to continuances in criminal cases, declaring the urgency thereof, to take effect immediately.

Respectfully submitted,

ALAN SHORT

Recommendation of Committee on Rules

SENATE CHAMBER, SACRAMENTO, April 10, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Short:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1074.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—38.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

SECOND READING OF SENATE BILLS

Senate Bill No. 802—An act to add Part 5 (commencing at Section 35800) to Division 24 of the Health and Safety Code, relating to housing for elderly persons of low income, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, between lines 42 and 43, of the printed bill, as amended in Senate March 26, 1959 (shown as March 25 in the amended dateline), insert "35809. "Division" means the Division of Housing for the Elderly in the department."

Amendment No. 2

On page 3, line 3, strike out "department", and insert "division".

Amendment No. 3

On page 3, line 7, strike out "department", and insert "division".

Amendment No. 4

On page 3, lines 8 and 9, strike out "department", and insert "division".

Amendment No. 5

On page 3, lines 10 and 11, strike out "department", and insert "division".

Amendment No. 6

On page 3, line 13, strike out "department", and insert "division".

Amendment No. 7

On page 3, line 15, strike out "department", and insert "division".

Amendment No. 8

On page 3, line 19, after "35828.", insert

"There is in the Department of Finance a Division of Housing for the Elderly which shall be administered through a chief appointed by the Governor with the consent of the Senate to serve at the pleasure of the Governor at a salary to be fixed by the Governor."

Amendment No. 9

On page 3, line 20, strike out "Department of Finance", and insert "division".

Amendment No. 10

On page 3, line 21, strike out "department", and insert "division".

Amendment No. 11

On page 3, line 24, strike out "department", and insert "division".

Amendment No. 12

On page 3, lines 24 and 25, strike out "department", and insert "division".

Amendment No. 13

On page 3, line 25, strike out "department", and insert "division".

Amendment No. 14

On page 3, line 26, strike out "department", and insert "division".

Amendment No. 15

On page 3, between lines 38 and 39, insert

"35829.6. No person shall be eligible for benefits under this chapter unless and until he has filed a financial statement of his total capital assets with the division on a form approved and furnished by the division."

Amendment No. 16

On page 3, line 43, strike out "department", and insert "division".

Amendment No. 17

On page 3, line 47, strike out "department", and insert "division".

Amendment No. 18

On page 3, line 50, strike out "department", and insert "division".

Amendment No. 19

On page 3, line 51, strike out "department", and insert "division".

Amendment No. 20

On page 3, line 52, strike out "department", and insert "division".

Amendment No. 21

On page 4, line 4, strike out "department", and insert "division".

Amendment No. 22

On page 4, line 7, strike out "department", and insert "division".

Amendment No. 23

On page 4, line 8, strike out "department", and insert "division".

Amendment No. 24

On page 4, line 11, strike out "department", and insert "division".

Amendment No. 25

On page 4, line 15, strike out "department", and insert "division".

Amendment No. 26

On page 4, line 21, strike out "department", and insert "division".

Amendment No. 27

On page 4, line 23, strike out "department", and insert "division".

Amendment No. 28

On page 4, line 24, strike out "department", and insert "division".

Amendment No. 29

On page 4, line 27, strike out "department", and insert "division".

Amendment No. 30

On page 4, line 33, strike out "department", and insert "division".

Amendment No. 31

On page 4, line 39, strike out "department", and insert "division".

Amendment No. 32

On page 4, line 43, strike out "department", and insert "division".

Amendment No. 33

On page 4, line 44, strike out "department", and insert "division".

Amendment No. 34

On page 4, line 49, strike out the first "department", and insert "division".

Amendment No. 35

On page 4, line 49, strike out the second "department", and insert "division".

Amendment No. 36

On page 5, line 1, strike out "department", and insert "division".

Amendment No. 37

On page 5, lines 4 and 5, strike out "department", and insert "division".

Amendment No. 38

On page 5, line 5, strike out "department", and insert "division".

Amendment No. 39

On page 5, line 7, strike out "department", and insert "division".

Amendment No. 40

On page 5, line 8, strike out "department", and insert "division".

Amendment No. 41

On page 5, line 16, strike out "department", and insert "division".

Amendment No. 42

On page 5, line 22, strike out "department", and insert "division".

Amendment No. 43

On page 5, line 24, strike out "department", and insert "division".

Amendment No. 44

On page 5, line 27, strike out "department", and insert "division".

Amendment No. 45

On page 5, line 28, strike out "department", and insert "division".

Amendment No. 46

On page 5, line 30, strike out "department", and insert "division".

Amendment No. 47

On page 5, line 35, strike out "department", and insert "division".

Amendment No. 48

On page 5, line 41, strike out "department", and insert "division".

Amendment No. 49

On page 5, line 42, strike out "department", and insert "division".

Amendment No. 50

On page 5, line 45, strike out the first "department", and insert "division".

Amendment No. 51

On page 5, line 45, strike out the second "department", and insert "division".

Amendment No. 52

On page 5, line 50, strike out "department", and insert "division".

Amendment No. 53

On page 6, lines 2 and 3, strike out "department", and insert "division".

Amendment No. 54

On page 6, line 4, strike out "department", and insert "division".

Amendment No. 55

On page 6, line 5, strike out "department", and insert "division".

Amendment No. 56

On page 6, line 7, strike out "department", and insert "division".

Amendment No. 57

On page 6, line 9, strike out "department", and insert "division".

Amendment No. 58

On page 6, line 10, strike out "department", and insert "division".

Amendment No. 59

On page 6, line 11, strike out "department", and insert "division".

Amendment No. 60

On page 6, line 13, strike out "department", and insert "division".

Amendment No. 61

On page 6, line 18, strike out "department", and insert "division".

Amendment No. 62

On page 6, line 21, strike out "department", and insert "division".

Amendment No. 63

On page 6, line 30, strike out "department", and insert "division".

Amendment No. 64

On page 6, lines 31 and 32, strike out "department", and insert "division".

Amendment No. 65

On page 6, line 38, strike out "department", and insert "division".

Amendment No. 66

On page 6, line 39, strike out "department", and insert "division".

Amendment No. 67

On page 6, line 40, strike out "department", and insert "division".

Amendment No. 68

On page 6, lines 45 and 46, strike out "department", and insert "division".

Amendment No. 69

On page 6, line 49, strike out "department", and insert "division".

Amendment No. 70

On page 7, line 6, strike out "department", and insert "division".

Amendment No. 71

On page 7, line 8, strike out "department", and insert "division".

Amendment No. 72

On page 7, line 12, strike out "department", and insert "division".

Amendment No. 73

On page 7, line 19, strike out "department", and insert "division".

Amendment No. 74

On page 7, line 25, strike out "department", and insert "division".

Amendment No. 75

On page 7, line 28, strike out "department", and insert "division".

Amendment No. 76

On page 7, line 29, strike out "department", and insert "division".

Amendment No. 77

On page 7, line 31, after the period, insert "The division may consider a failure on the part of the purchaser to repay money to the division upon demand pursuant to this section to be a default in the contract and upon a 30 days' notice may evict the purchaser."

Amendment No. 78

On page 7, line 32, strike out "department", and insert "division".

Amendment No. 79

On page 7, lines 44 and 45, strike out "department", and insert "division".

Amendment No. 80

On page 7, line 49, strike out "department", and insert "division".

Amendment No. 81

On page 7, line 52, strike out "department", and insert "division".

Amendment No. 82

On page 8, line 3, strike out "department", and insert "division".

Amendment No. 83

On page 8, line 8, strike out "department", and insert "division".

Amendment No. 84

On page 8, line 12, strike out "department", and insert "division".

Amendment No. 84.5

On page 8, line 16, strike out "department", and insert "division".

Amendment No. 85

On page 8, line 17, strike out the first "department", and insert "division".

Amendment No. 86

On page 8, line 17, strike out the second "department", and insert "division".

Amendment No. 87

On page 8, line 19, strike out "department", and insert "division".

Amendment No. 88

On page 8, line 22, strike out "department", and insert "division".

Amendment No. 89

On page 8, line 25, strike out "department", and insert "division".

Amendment No. 90

On page 8, strike out lines 28 to 35, inclusive, and insert "35848. When a purchaser dies, indebted to the division under contract of purchase, the division shall, within six months, enter into a new contract of purchase for the property involved with an elderly person of low income eligible under the provisions of this chapter. If within six months such a contract cannot be entered into, the division may sell or otherwise dispose of the property involved to such person and upon such terms and conditions as it deems proper. In either event, the heirs or devisees of the deceased purchaser shall be paid by the division the cash value of the equity in the property belonging to the purchaser at the date of his death, less the cost of sale of the property to the division and subject to all rights, claims, and charges of the division."

Amendment No. 91

On page 8, line 37, strike out "department", and insert "division".

Amendment No. 92

On page 8, line 39, strike out "department", and insert "division".

Amendment No. 93

On page 8, line 48, strike out "at".

Amendment No. 94

On page 9, line 10, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 95

On page 9, line 18, strike out "department", and insert "division".

Amendment No. 95.5

On page 9, line 20, strike out "department", and insert "division".

Amendment No. 96

On page 9, line 23, strike out "department", and insert "division".

Amendment No. 97

On page 9, line 30, strike out "department", and insert "division".

Amendment No. 98

On page 9, line 39, strike out "department", and insert "division".

Amendment No. 99

On page 9, lines 43 and 44, strike out "department", and insert "division".

Amendment No. 100

On page 9, line 45, strike out "department", and insert "division".

Amendment No. 101

On page 10, line 2, strike out the first "department", and insert "division".

Amendment No. 102

On page 10, line 2, strike out the second "department", and insert "division".

Amendment No. 103

On page 10, line 4, strike out "department", and insert "division".

Amendment No. 104

On page 10, line 7, strike out "department", and insert "division".

Amendment No. 105

On page 10, lines 9 and 10, strike out "department", and insert "division".

Amendment No. 106

On page 10, line 12, strike out "department", and insert "division".

Amendment No. 107

On page 10, line 14, strike out "department", and insert "division".

Amendment No. 108

On page 10, line 16, strike out "----- dollars (\$-----)", and insert "eighty-five thousand dollars (\$85,000)".

Amendment No. 109

On page 10, line 17, strike out "department", and insert "division".

Amendment No. 110

On page 10, lines 19 and 20, strike out "----- dollars (\$-----)", and insert "eighty-five thousand dollars (\$85,000)".

Amendment No. 111

On page 10, line 20, strike out "department", and insert "division".

Amendment No. 112

On page 12, line 33, strike out "department", and insert "division".

Amendment No. 113

On page 13, line 31, strike out "department", and insert "division".

Amendment No. 114

On page 13, line 36, strike out "department", and insert "division".

Amendment No. 115

On page 14, line 6, after "Finance," insert "Chief of the Division of Housing for the Elderly,".

Amendment No. 116

On page 14, line 11, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 117

On page 14, line 39, strike out "department", and insert "division".

Amendment No. 118

On page 15, line 41, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 119

On page 15, line 46, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 120

On page 16, line 8, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 121

On page 16, line 16, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 122

On page 16, line 24, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 123

On page 16, line 33, after "the", insert "total".

Amendment No. 124

On page 16, line 34, strike out "plus", and insert "including".

Amendment No. 125

On page 16, line 35, after "the", insert "total".

Amendment No. 126

On page 16, line 37, strike out "Director of Finance", and insert "Chief of the Division".

Amendment No. 127

On page 17, between lines 16 and 17, insert
"35941.6. All contracts for loans shall include a provision that the entity to which the loan is made shall, prior to renting any dwelling in the project for which the loan is made, to any elderly person of low income, require such person to file a financial statement of his total capital assets with the entity to which the loan is made and with the division upon forms to be approved and furnished by the division."

Amendment No. 128

On page 17, lines 37 and 38, strike out "department", and insert "division".

Amendment No. 129

On page 17, line 44, strike out "department", and insert "division".

Amendment No. 130

On page 17, line 46, strike out "----- dollars (\$-----)", and insert "eighty-five thousand dollars (\$85,000)".

Amendment No. 131

On page 17, line 47, strike out "department", and insert "division".

Amendment No. 132

On page 17, lines 49 and 50, strike out "----- dollars (\$-----)", and insert "eighty-five thousand dollars (\$85,000)".

Amendment No. 133

On page 17, line 50, strike out "department", and insert "division".

Amendment No. 133.5

On page 20, line 10, strike out "department", and insert "division".

Amendment No. 134

On page 21, line 7, strike out "department", and insert "division".

Amendment No. 135

On page 21, line 12, strike out "department", and insert "division".

Amendment No. 136

On page 21, line 32, after "Finance," insert "Chief of the Division of Housing for the Elderly,".

Amendment No. 137

On page 21, line 37, strike out "Director of Finance", and insert "Chief of the Division".

Amendments read, and adopted.

Further Amendment to Senate Bill No. 802**Motion to Amend**

Senator Burns moved the adoption of the following amendment:

Amendment No. 1

In the introductory line in the heading of the printed bill, after "Burns", insert "Collier and Richards".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 107—An act to add Chapter 8 (commencing at Section 25700) to Division 20 of the Health and Safety Code, relating to carbon tetrachloride.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 2, 1959, after "S.", insert "USE OF".

Amendment No. 2

On page 1, line 4, after "TETRACHLORIDE", insert "AS A FIRE EXTINGUISHER FLUID".

Amendment No. 3

On page 1, line 7, after "tetrachloride", insert "as a fire extinguisher fluid".

Amendment No. 4

On page 1, line 9, after "tetrachloride", insert "as a fire extinguisher fluid".

Amendment No. 5

On page 1, strike out line 12, and insert "fire extinguisher filled with any fluid which is, by volume, more than 10 percent carbon tetrachloride, or to fill or refill any fire extinguisher with such a fluid, unless the fire extinguisher is manufactured, sold, possessed, filled, or refilled for use outside this State, or for use by the United States or any agency thereof.

25702. It is unlawful to sell any fluid which is, by volume, more than 10 percent carbon tetrachloride for use in any fire extinguisher which is to be used within this State, unless the fire extinguisher is to be used by the United States or an agency thereof.

25703. "Sell" as used in this chapter, includes transfer, give, and exchange.

25704. The violation of any provisions of this chapter is a misdemeanor."

Amendment No. 6

On page 1, strike out lines 13 to 23, inclusive; and on page 2, strike out lines 1 to 13, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 657—An act to amend Section 1086 of the Water Code relating to the State Water Rights Board power to subpoena witnesses.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 880—An act to add Section 6.1 to the Santa Clara County Flood Control and Water Conservation District Act (Ch. 1405, Stats. 1951), relating to land acquired for district purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 233—An act to repeal Chapter 4 (commencing at Section 6961) of Part 2, Division 6 of, to amend Section 6991 of, and to add Section 6996 to, the Public Resources Code, relating to state streams, lakes, and lands.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 117—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 212—An act to add Section 25699 to the Government Code, relating to county water resources committees and boards.

Bill read second time, and ordered to third reading.

Assembly Bill No. 718—An act to amend Sections 9107, 9108, 9109, 9134 and 10246, and to repeal Sections 9131, 9132 and 9133 of the Government Code, relating to legislative organizations and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Rules:

Amendment No. 1

On page 1 of the printed bill, as amended in Assembly, March 4, 1959, in line 13, following the period, insert "Any action of the committee shall require an affirmative vote of not less than a majority of the Senate Members and a majority of the Assembly Members of the committee."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 372—An act to add Section 2830 to, to repeal Sections 25, 953, 2750, 3709.5, 6310, 7970.5, 7972, and 7972.5 of, to repeal Chapter 1 (commencing at Section 2000) of Division 5 of, to repeal Article 2 (commencing at Section 3870) of Chapter 2 of Division 6 of, and to amend Sections 3002, 3709, 3711, 6207, 6208, 7001, 7051, 7970, 7971, 8720, and 10050 of, the Elections Code, relating to the selection of delegates to party conventions.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Cobey moved a call of the Senate.

Motion carried. Time 4.24 p.m.

The president directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 783—An act to amend Section 8162 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to exemptions from courses in physical education.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 13, of the printed bill, as amended in Senate April 2, 1959, strike out "13", and insert "14".

Amendment No. 2

On page 1, line 17, after "on", insert "wholly or partially".

Amendment No. 3

On page 1, line 17, strike out "Any pupil", and strike out lines 18 to 21, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senator McCarthy Presiding

At 4.26 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 439—An act to amend Section 402.5 of the Revenue and Taxation Code, relating to the assessment of property used for agricultural, airport or recreational purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 336—An act to amend Section 10612 of the Health and Safety Code, relating to vital statistics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 392—An act to amend Section 28126 of the Health and Safety Code, relating to license fees for cold storage plants.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 250—An act to amend Section 7746 of the Education Code, and Section 19634 of the Education Code as proposed by Senate Bill No. 2, relating to the repayment of state school building aid, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 4:38 p.m., on motion of Senator Cobey, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 372 passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Christensen, Cobey, Collier, Farr, Fisher, Hollister, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Shaw, Short, Slattery, Stiern, and Teale—21.

NOES—Senators Brown, Burns, Byrne, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Murdy, Rodda, Thompson, and Williams—18.

Bill ordered transmitted to the Assembly.

Senator Dilworth Presiding

At 4:48 p.m., Senator Nelson S. Dilworth of the Thirty-seventh Senatorial District, presiding.

Senator McCarthy Presiding

At 4:55 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 728 An act to add Section 11689 to the Health and Safety Code, relating to evidence in criminal actions and proceedings involving narcotic laws.

Bill read third time.

Previous Question

Senator Brown moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 728.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Grunsky moved a call of the Senate.

Motion carried. Time 5.40 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

**PROCEEDINGS UNDER CALL OF THE SENATE
CONSIDERATION OF DAILY FILE (RESUMED)
THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 44 An act to amend Section 24074 of the Business and Professions Code, relating to alcoholic beverages.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cooney, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hedlister, Holmboehl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 249—An act to amend Section 7732.5 of the Education Code, and Section 19615 of the Education Code, as proposed by Senate Bill No. 2, relating to the repayment of state school building aid.

Bill read third time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 7732.5 of the Education Code, and".

Amendment No. 2

On page 1, strike out lines 1 to 22, inclusive; on page 2, strike out lines 1 to 52, inclusive; and on page 3, strike out lines 1 to 25, inclusive.

Amendment No. 3

On page 3, line 26, strike out "SEC. 2", and insert "SECTION 1".

Amendment No. 4

On page 3, line 28, after "year," insert "the governing board of".

Amendment No. 5

On page 3, line 37, after the period, insert "The request for deferment, having once been filed with the State Controller, shall remain in effect each ensuing year, and the State Controller shall continue to compute and allow the deferment in accordance with this section each year, until such time as the governing board of the school district files a written request with the State Controller to discontinue the deferment."

Amendment No. 6

On page 5, strike out lines 27 to 32, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 837—An act to amend Section 10202.7 of the Insurance Code, relating to group life insurance for trade associations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 607—An act to amend Section 6154 of the Elections Code, relating to voting machines.

Motion to Re-refer Senate Bill No. 607

Senator McBride moved that Senate Bill No. 607 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 480—An act to amend Sections 306, 320, 332, 351, 362, 365, 369, 374, 382, 388, 397, 407, 408, 409, 410, 415, 422, 435, 440, 446, 453, 456, 460, 467, 470, 476, 487, 492, 493, 494, 506, 521, 528, and 529 of, to amend and renumber Sections 553, 557 and 614 of, to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of, and to add Sections 486, 514, 543.1, 544, 545, 546, 547.1, 548, 549, 550, 551, 552, 553.1, 554, 555, 556.1, 557.1, 558.1, 559.1, 560.1, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, and 588 to, the Streets and Highways Code, relating to state highways, providing for a California Freeway and Expressway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Motion to Re-refer Senate Bill No. 480

Senator McBride moved that Senate Bill No. 480 be re-referred to Committee on Finance.

Motion carried.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 5.50 p.m., on motion of Senator Grunsky, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 728 refused passage by the following vote:

AYES—Senators Berry, Byrne, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, Regan, Shaw, Thompson, and Williams—19.

NOES—Senators Arnold, Beard, Brown, Cobey, Collier, Farr, Fisher, Holmdahl, Miller, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, and Teale—17.

Motion to Reconsider

Senator Grunsky moved to reconsider the vote whereby Senate Bill No. 728 was refused passage.

The roll was called, and Senate Bill No. 728 reconsidered by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short Slattery, Stiern, Teale, and Williams—33.
 NOES—None.

Senate Bill No. 728 was ordered to the third reading file.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 863—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "necessary or convenient".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 500—An act to add Title 2 (commencing with Section 1801) to Part 4, Division 3, of the Civil Code, relating to credit and installment sales of goods and services.

Bill read third time.

Motion to Amend

Senator Collier moved the adoption of the following amendment:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, as amended in Senate April 9, 1959, strike out "Retail Installment Sales Law", and insert "Unruh Act".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 675—An act to amend Sections 2079 and 6019 of the Insurance Code, relating to the standard form fire insurance policy.

Objection Raised

Senator Byrne objected to Senate Bill No. 675 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 675 to the second reading file.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1197: By Senator Miller—An act to add Article 3 (commencing at Section 11200) to Chapter 2 of Part 1 of Division 3 of Title 2 of the Government Code, relating to state departments.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1198: By Senator Short (Co-authored by Assemblymen Buddick and Britschgo)—An act to add Article 5 (commencing with Section 55000) to Chapter 1, Part 1, Division 2, Title 5 of the Government Code, relating to local agencies.

Referred to Committee on Local Government.

Senate Bill No. 1199: By Senator Erhart—An act to amend Section 447 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 1200: By Senators Erhart and Thompson—An act to add Section 1648 to the Welfare and Institutions Code, relating to relatives of applicants for or recipients of public assistance.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1201: By Senators Gibson, McAteer, Holmdahl, and Miller—An act to amend Section 1170 of the Harbors and Navigation Code, relating to bar pilotage rates for the Bays of San Francisco, San Pablo and Suisun.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1202: By Senators Thompson and Erhart—An act to amend Section 1045 of the Welfare and Institutions Code, relating to proceedings before the State Social Welfare Board.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1203: By Senator Miller—An act to add Chapter 7 (commencing at Section 6500) to, and to amend Chapter 7 (commencing at Section 6500) and Chapter 15 (commencing at Section 8700) of, Division 3 of the Business and Professions Code, relating to professional engineers and land surveyors.

Referred to Committee on Business and Professions.

Senate Bill No. 1204: By Senators Teale, Regan, Farr, Grunsky, Delwig, Miller, Christensen, O'Sullivan, Arnold, Slattery, Short, Berry, Johnson, Collier, Brown, Byrne, and Rodda—An act to amend Section 12901 of the Water Code, relating to water projects.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 48: By Senator Collier—Relative to the compilation of statistics by the California Highway Patrol.

Referred to Committee on Transportation.

ADJOURNMENT

At 5.55 p.m., on motion of Senator Brown, the President declared the Senate adjourned until 3 p.m., Tuesday, April 14, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FOURTH LEGISLATIVE DAY

SEVENTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 14, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding
Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Thompson, and Williams—36.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Dear Lord, kind Lord, grant us, we pray, a healthy and saving sense of humor. Help us to look upon the foibles of our neighbors, our colleagues, and our political opponents with charity. Help us to see with equal clarity our own bumbings and peculiarities, and be able to laugh at them. For this we pray, that we may be humble, good-natured, and better workmen. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Regan, on motion of Senator Byrne, due to personal business.

Senator Gibson, on motion of Senator Burns, due to personal business.

Senator Teale, on motion of Senator Burns, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Douglas Usedom, Mrs. Carmen Wiley, Mrs. Ellen Richardson, Mrs. Faye Jean Rickert, J. F. Steen, Edna M. Finger, and the following students of Riverview Intermediate: Gloria Delgado, Lydia Felix, Marylon French, Esther Hanson, Josephine Haynes, Gloria Nunnally, Lois Robbins, Bonita Willis, Bobby Aquilar, MacArthur Arciaga, Gene Bennett, Gary Boswell,

Harold Dominguez, George Gainer, Carolyn Alves, Ida Bowlen, Rebecca Caudel, Sharon Cummings, Glenda Donakey, Mary Lou Dortzback, Mariel Farrow, Patsy Goodson, Judy Hutchison, Pat King, Kathleen McLaughlin, Shirley Olson, Vickie Price, Phyllis Shaw, Kathy Stoneking, Sharon Ward, Louis Gonzaga, Richard Guadagni, Jimmy Hughes, Mack Inman, Edwin Klassen, Wayne Hammond, Willie Mims, Ben Murphy, Roy Peeler, Bill Pinion, Carl Plummer, Arvin Sitton, Jerry Smith, Karen West, Valerie Myers, George Cole, Ray Cole, Marls Dantes, James Ellish, Stephen LaKatos, Orlin Larsen, Charles Malone, Douglas Mongsene, John Ottosen, Larry Rains, Harold Schneringer, Mike Strutton, Charles Utterback, Carl Waldecker, Lewis Wilson, Russell Deal, Tom Jones, Arthur Cidinski, Billy Bly, Dan Dutey, Bob Gonzales, Eldon Horton, Harry Jack, Larry Larsen, David Marrow, Arnold Pelke, Joseph Perez, Perry L. Perry, Dan Rogers, Manuel Rojas, Terry Snyder, David Stubblefield, Tom Watson, Leonard Wise, John Wright, Rommier Johnson, Kay Andrew, Bette Austin, Marlene Ester, Geneva Tranks, Linda Harrell, Barbara Martin, Beverly Patton, Mavis Price, Masy Peerson, Lola Robbins, Paula Robbins, Lela Simpson, Norma Sipes, Marilyn Wilder, Shirley Fowler, and Wynema Hammond.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Jane Russell and Mrs. Ernest Debs, wife of Supervisor Debs, both of Los Angeles.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Swan and Lyman La Tourette, former president of California Retired Teachers Association, both of Los Angeles.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to William R. Callan of Anaheim, William B. Worden of Riverside, and Hans Doz of Vista.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Arthur Forcier and Miss Eleanor Dobbins of Oakland, Mr. and Mrs. Hugh W. Thomas and Mr. Phil Thomas of Oakland, and Mary Schwab and Professor Frances Starner of Berkeley.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Marjorie Waybur and A. G. Sweeny of Sacramento.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Louise Dawson and Mr. Ralph E. Dawson of Martinez.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Glen Sweeney and Milland H. Loreaux of San Bruno.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ernest H. Bulder, Mayor, City of Atwater, and Joseph D. MacDonald, former Mayor, City of Atwater.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. M. Clancy, Byron F. Lindsley, and Bartlett Dunn, all of San Diego.

On request of Senators Williams and Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Howard Williams, President of Pals Club, and several members, and Mrs. Swift Berry, luncheon chairman, Placerville.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. John Groom of Redlands and Joseph Poindreck of Cucamonga.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Elizabeth Ossenbruggen, Mrs. Corinne Voight, Mrs. Ruth Frazier, Mr. Robert Lichti, Mr. Larry Anderson, Mr. James Brown, Mr. Eugene Rockeman, Mr. Lawrence Morago, and Mr. Bruce Russell, all of Chico State College.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Joyce Batson and Mr. Wil Hardy, and the following students of Edwin Markham Junior High: Pat Abrams, Barbara Atkinson, Cynthia Copple, Diane Dalton, Jean Davis, Ann Dueoty, Diann Figone, Judy Hemsworth, Marcia Hopkins, Nancy Hubin, Pat Jones, Judy Jorgenson, Nancy Kolte, Trix Kout, Carol Laey, Ann Linebarger, Marilyn Longinotti, Marilyn Mertens, Suzanne Miller, Marty Mitchell, Janet Parsons, Susan Rines, Janet Schnabel, Judith Tate, May Tong, Anne Treseder, Judy Wiseman, John Berger, Tom Bye, Thomas Cox, Bill D'Amico, Ervin DeSmet, Barry Donatelli, Pat Foley, Paul Goodman, Douglass Morris, Ronald Mosher, Michael Radcliffe, and Bill Souden.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Raymond Ashford, Mrs. Buster Blyleven, Mrs. Wayne Ellis, Victor Lowther, eighth grade teacher, Mrs. Samuel Loar, Mr. Frank Neufeld, superintendent, Mrs. Orville Page, Mrs. Fayette Robinson, and the following students of Sundale School: Charles Alexander, Connie Anaya, Joe Artim, Judy Ashford, Janet Baxley, Johnny Blyleven, Marijean Bryant, Herman Cassady, Adrianna DelaGarza, James Ellis, Jimmy Fitzer, Ray Flores, Bobby Harrison, Katherine Henderson, Benny Hernandez, Dick Hough, Gerald Kemp, Jo An Kirkpatrick, Laurie Leal, June Lewis, Stanley Loar, Richard Miller, Rosemarie Page, Larry Parrott, David Perry, Daveline Peterson, Karen Ragel, Bobby Reed, LaVerne Robinson, Russell Shannon, Jaylene Starling, Raymond Stone, Lorenzo Tinoco, Barbara Whisman, and Gerald Whisman.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

5708 LINDENHURST AVENUE, LOS ANGELES
April 1, 1959

Members of the California Senate of 1958
Sacramento, California

HONORED SIRS: The kind and thoughtful tribute which you paid to my late beloved husband, James Wilfred McKinley, Jr., upon your adjournment on February 3, 1958, has touched me deeply.

My heart swells with pride and deep joy at this handsome expression of appreciation from the great body of eminent lawmakers who paid him this high compliment.

I shall prize it all my life and be proud to leave it, with other mementos of his public life and service, to our new Seamen's Center in San Pedro, where a library room has been dedicated in his honor.

The two terms that my husband spent in the State Legislature were in many ways the happiest and most rewarding years of his life. I only wish that his health had allowed him to serve there longer, for he had a deep and abiding confidence in our form of government and great pride in his own State.

With heartfelt appreciation, I am, Sirs,

Respectfully and gratefully yours,

SELINA INGRAM MCKINLEY

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 14, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 92
Senate Bill No. 206
Senate Bill No. 229
Senate Bill No. 246
Senate Bill No. 281

Senate Bill No. 298
Senate Bill No. 310
Senate Bill No. 389
Senate Bill No. 812

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 14, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 662
Assembly Bill No. 901
Assembly Bill No. 951
Assembly Bill No. 952
Assembly Bill No. 1051
Assembly Bill No. 1140
Assembly Bill No. 1141
Assembly Bill No. 1142
Assembly Bill No. 1143
Assembly Bill No. 1381
Assembly Bill No. 1547
Assembly Bill No. 1604
Assembly Bill No. 1622
Assembly Bill No. 1637
Assembly Bill No. 1641

Assembly Bill No. 1683
Assembly Bill No. 1720
Assembly Bill No. 1721
Assembly Bill No. 1722
Assembly Bill No. 1723
Assembly Bill No. 1819
Assembly Bill No. 1821
Assembly Bill No. 1822
Assembly Bill No. 1828
Assembly Bill No. 1829
Assembly Bill No. 1850
Assembly Bill No. 1831
Assembly Bill No. 1832
Assembly Bill No. 276

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 662—An act to add Section 940.1 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Referred to Committee on Local Government.

Assembly Bill No. 901—An act to amend and renumber Section 213 (as added by Chapter 2409, Statutes of 1957) of the Health and Safety Code, relating to section numbers.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 951—An act to amend Section 715.3 of the Civil Code, relating to restraints upon alienation.

Referred to Committee on Judiciary.

Assembly Bill No. 952—An act to amend Section 2934a of the Civil Code, relating to the substitution of trustee under trust deed.

Referred to Committee on Judiciary.

Assembly Bill No. 1051—An act to add Section 10143 to the Business and Professions Code, relating to rentals.

Referred to Committee on Business and Professions.

Assembly Bill No. 1140—An act to amend Sections 925 and 952 of the Probate Code, relating to vouchers supporting payments by executor or administrator.

Referred to Committee on Judiciary.

Assembly Bill No. 1141—An act to amend Section 780 of the Probate Code, relating to sale of real property.

Referred to Committee on Judiciary.

Assembly Bill No. 1142—An act to amend Section 1405 of the Probate Code, relating to guardians.

Referred to Committee on Judiciary.

Assembly Bill No. 1143—An act to amend Section 689b of the Code of Civil Procedure, relating to execution of civil judgments.

Referred to Committee on Judiciary.

Assembly Bill No. 1381—An act to amend Section 9359.1 of the Government Code, relating to the State Employees' Retirement System

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1547—An act to amend Section 1193.2 of the Code of Civil Procedure, relating to claims of liens.

Referred to Committee on Judiciary.

Assembly Bill No. 1604—An act to amend Section 25525 of the Government Code, relating to manner of making sale or lease of county-owned real property.

Referred to Committee on Local Government.

Assembly Bill No. 1622—An act to amend Sections 1551 and 13566 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to powers and duties of superintendents of school districts.

Referred to Committee on Education.

Assembly Bill No. 1637—An act to amend Section 19577 of the Education Code as enacted at the 1959 Regular Session, relating to state school building aid.

Referred to Committee on Education.

Assembly Bill No. 1641—An act to amend Section 653 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to county boards of education.

Referred to Committee on Education.

Assembly Bill No. 1683—An act to amend Section 18369 of the Health and Safety Code, relating to auto and trailer parks.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1720—An act to amend Section 31214 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state scholarships.

Referred to Committee on Education.

Assembly Bill No. 1721—An act to amend Sections 10953, 10954, and 10955 of, and to repeal Section 10956 of, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to attendance of pupils in the public schools.

Referred to Committee on Education.

Assembly Bill No. 1722—An act to amend Section 5555 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to evening high school and junior college classes.

Referred to Committee on Education.

Assembly Bill No. 1724—An act to amend Sections 9251, 9253, 9604, and 10008 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school textbooks.

Referred to Committee on Local Government.

Assembly Bill No. 1819—An act to amend Section 32130.5 of the Health and Safety Code, relating to local hospital districts.

Referred to Committee on Local Government.

Assembly Bill No. 1821—An act to amend Section 32125 of the Health and Safety Code, relating to hospital districts.

Referred to Committee on Local Government.

Assembly Bill No. 1822—An act to amend Section 32100 of the Health and Safety Code, relating to local hospital districts.

Referred to Committee on Local Government.

Assembly Bill No. 1828—An act to amend Section 5203 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school holidays.

Referred to Committee on Education.

Assembly Bill No. 1829—An act to amend Section 5902 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to vocational courses.

Referred to Committee on Education.

Assembly Bill No. 1830—An act to repeal Section 13105 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to licensing of certified school personnel.

Referred to Committee on Education.

Assembly Bill No. 1831—An act to amend Section 16519 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school supplies.

Referred to Committee on Education.

Assembly Bill No. 1832—An act to amend Section 5606 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to junior high schools.

Referred to Committee on Education.

Assembly Bill No. 276—An act to amend Sections 825 and 849 of the Penal Code, relating to arrests.

Referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 107

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 249

Senate Bill No. 783

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 236

Assembly Bill No. 615

Assembly Bill No. 1038

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 153

Assembly Bill No. 162

Senate Bill No. 479

Assembly Bill No. 723

Senate Bill No. 766

Assembly Bill No. 1030

Senate Bill No. 830

Assembly Bill No. 1118

Senate Bill No. 851

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Resolution No. 59

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:
Senate Bill No. 829

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 193

Assembly Bill No. 293

Assembly Bill No. 194

Assembly Bill No. 355

Assembly Bill No. 197

Assembly Bill No. 383

Assembly Bill No. 201

Assembly Bill No. 1327

Assembly Bill No. 243

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 180

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 199

Assembly Bill No. 311

Assembly Bill No. 200

Assembly Bill No. 312

Assembly Bill No. 238

Assembly Bill No. 356

Assembly Bill No. 242

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 7.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 687

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 467

Assembly Bill No. 596

Senate Bill No. 513

Assembly Bill No. 674

Senate Bill No. 534

Assembly Bill No. 901

Senate Bill No. 753

Assembly Bill No. 992

Senate Bill No. 775

Assembly Bill No. 993

Senate Bill No. 790

Assembly Bill No. 1052

Senate Bill No. 949

Assembly Bill No. 1055

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

JOHNSON, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 13, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 890

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 519

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 519

Senator McCarthy moved that Senate Bill No. 519 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 519—An act to amend Section 30608 of, and to amend the heading of Chapter 2 (commencing at Section 30600) of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of, Division 17 of the Streets and Highways Code, relating to the construction of a San Francisco-Oakland Rapid Mass Transit Tube, and making an appropriation.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 1, 1959, strike out "Section 30608 of, and to amend".

Amendment No. 2

In line 4 of the title, after "Division 17 of", insert ", and to amend Sections 30608 and 30609 of,".

Amendment No. 3

In line 6 of the title, strike out "Mass".

Amendment No. 4

On page 1, strike out lines 2 and 3 and insert "SECTION 1. The heading of Chapter 2 (commencing at Section 30600) of Division 17 of the Streets and Highways Code is amended to read:

CHAPTER 2. PARTICULAR HIGHWAY CROSSINGS

SEC. 2. Section 30608 of the Streets and Highways Code is amended to read:".

Amendment No. 5

On page 1, line 21, strike out "this article", and insert "Article 5 (commencing at Section 30770)".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 6

On page 2, strike out lines 1 to 6, inclusive, and insert

"SEC. 3. Section 30609 of the Streets and Highways Code is amended to read: 30609. Subject to the limitations hereinafter prescribed and under the provisions of Chapter 1 of this division, the department may make such revisions of, and improvements or alterations to, the San Francisco-Oakland Bay Bridge, its approaches, connections and other appurtenances, including the terminal building in San Francisco, as are deemed desirable and necessary by the department to permit the use of the entire San Francisco-Oakland Bay Bridge for traffic. Such revisions may include work necessary for the routing of traffic in one direction on each deck of the bridge.

The department may use for such purposes any funds now on hand from the revenues of the San Francisco-Oakland Bay Bridge, and the future revenues of the bridge accruing up to July 1, 1961, or so much thereof as may be necessary, over and above those required to repay the State Highway Fund as required by Sections 30605 and 30607, and to provide the costs of maintenance, operation, insurance and other expenses of the San Francisco-Oakland Bay Bridge.

In the event bonds are [to be] issued for the construction of the [Southern Crossing] rapid transit tube to be secured by the revenues of the San Francisco-Oakland Bay Bridge, the authority may provide for the completion of the work on the San Francisco-Oakland Bay Bridge from the proceeds of bonds to be included in such an issue or it may reserve from the revenues which would secure such a bond issue sufficient revenues to complete the work. [To the greatest extent found feasible by the department in planning and conducting the work to be carried out, but without delaying the ultimate completion thereof, the department shall so plan and conduct the work as to permit the rails on the San Francisco-Oakland Bay Bridge to remain in place as long as possible so as to minimize the interruption of transbay rail transportation.]"

Amendment No. 7

On page 2, line 7, strike out "SEC. 3", and insert "SEC. 4".

Amendment No. 8

On page 2, line 12, strike out "Mass".

Amendment No. 9

On page 2, line 17, after "to", insert "thus".

Amendment No. 10

On page 2, line 18, after "Bay", insert "and to provide a main link in a system of rapid transit designed to ultimately serve the peoples of the Counties of Alameda, Contra Costa, Marin, Napa, San Francisco, San Mateo, Santa Clara, Solano and Sonoma".

Amendment No. 11

On page 2, strike out line 19, and insert
"Further, the Legislature finds that the relief of".

Amendment No. 12

On page 2, strike out lines 22 to 25, inclusive, and insert "funds and with the greatest promotion and accommodation of commerce and navigation through providing an underwater rapid transit tube connecting the east and west sides of San Francisco Bay accommodating facilities for rapid transit which will co-ordinate with and supplement the San Francisco-Oakland Bay Bridge, relieve congestion thereon and make possible the most efficient and economical movement of persons, property and traffic across San Francisco Bay."

Amendment No. 13

On page 2, strike out lines 31 and 32, and insert "Francisco and the County of Alameda, its approaches and fixed transit facilities, including but not limited to ventilation towers and equipment, tracks and electrical distribution, control, lighting and communication systems for the accommodation of rail rapid transit. The San Francisco terminus of the underwater portion of such rapid transit tube shall be located westward of the shoreline of San Francisco Bay as close thereto as may be reasonably practicable between Howard and Jackson Streets in the City and County of San Francisco. The Alameda County terminus shall be the Southern Pacific mole or as close thereto as may be reasonably practicable.

(c) "Approaches" means all facilities between each of the aforesaid termini and the first station thereafter for the discharge of passengers.

(d) "Authority" means the California Toll Bridge Authority.

(e) "Department" means the Department of Public Works."

Amendment No. 14

On page 2, line 38, strike out "Specification", and insert "specifications".

Amendment No. 15

On page 3, strike out line 13, and insert

"(a) Exact locations of the termini and approaches."

Amendment No. 16

On page 3, line 15, after "accommodated", insert "and installed".

Amendment No. 17

On page 3, line 16, after "termini", insert "and approaches".

Amendment No. 18

On page 3, strike out line 19, and insert "eral Government and any other government or agency or instrumentality thereof, or political subdivision for any necessary permission to construct the rapid transit".

Amendment No. 19

On page 3, line 34, after "be", insert "acquired or".

Amendment No. 20

On page 4, line 3, after "authorized", insert "and directed".

Amendment No. 21

On page 4, strike out line 34, and insert "Francisco Bay, financed in whole or in part by the tolls or revenues of the San Francisco-Oakland Bay Bridge, providing, however, that if by November 30, 1962, the voters".

Amendment No. 22

On page 4, line 37, after "section", insert and Sections 30775, 30777, and 30778".

Amendment No. 23

On page 4, strike out lines 47 and 48, and insert
"30781. The Legislature finds that the rapid transit tube would further the promotion and accommodation of commerce and navigation."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which were referred:

Senate Bill No. 846

Assembly Bill No. 1731

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 846

Senator Grunsky moved that Senate Bill No. 846 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 846—An act to add Section 13367 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the taking of chemical tests to determine drivers' intoxication.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, strike out "Section 13367 to", and insert "An article heading to precede Section 23100 of, and to add Article 2 (commencing at Section 23150) to, Chapter 12 of Division 11 of".

Amendment No. 2

On page 1, line 1, strike out "Section 13367 is added to", and insert "An article heading to precede Section 23100 is added to Chapter 12 of Division 11 of".

Amendment No. 3

On page 1, between lines 3 and 4, insert

"Article 1. General

Sec. 2. Article 2 (commencing at Section 23150) is added to Chapter 12 of Division 11 of said code, to read:

Article 2. Chemical Tests for Intoxication

23150. (a) Any person who is arrested for a violation of Section 23101 or Section 23102 of this code shall be required to submit to a chemical test or tests of his blood, breath, saliva, or urine for the purpose of determining the alcoholic content of his blood. Required submission to such chemical test shall be subject to the circumstances and conditions as set forth in this code. The test or tests shall be administered at the direction of a law enforcement officer having reasonable cause to believe the person to have violated Section 23101 or 23102 of this code.

(b) If a person refuses to submit to the chemical testing of his blood, breath, saliva or urine when requested, none shall be given. Any person who, without sufficient cause, shall refuse to submit to such chemical testing shall be guilty of a misdemeanor and upon conviction thereof shall be punished by fine or imprisonment as provided in Section 42091 or by suspension of the driving privilege for a period not to exceed 30 days. The failure by the prosecution to prove any one of the following shall constitute sufficient cause for refusal to submit to such a test:

(1) That the officer requesting the test had reasonable cause to believe that the person to be tested had violated Section 23101 or Section 23102 of this code and that such person had been placed under a lawful arrest for such a violation.

(2) That the person who was to administer the requested test was qualified in accordance with the provisions of Section 23131 of this code.

(3) That the test which was to be administered was of an approved type as specified in Section 23131 of this code.

23131. (a) For purposes of this article, the State Department of Public Health is authorized to approve a type or types of tests of blood, breath, saliva or urine which are satisfactory, safe and accurate to determine the alcoholic content of a person's blood.

(b) When request is made by a law enforcement officer acting pursuant to this article, only a licensed physician, or a registered nurse, licensed bioanalyst, or licensed technologist, may withdraw blood for the purposes of determining the alcoholic content therein. This limitation shall not apply to the taking of breath, saliva or urine specimen, but any test administered shall be of a type approved by the State Department of Public Health.

23132. (a) The person tested may have a physician or other person of his own choosing administer a chemical test or tests in addition to any administered at the direction of a law enforcement officer. The failure or inability to obtain an additional test by a person shall not preclude the admission of a test or tests taken at the direction of a law enforcement officer.

(b) Upon the request of the person who is tested, full information concerning the test or tests taken at the direction of the law enforcement officer shall be made available to him.

23133. Any person who is dead, unconscious or who is otherwise in a condition rendering him incapable of refusal, may be subjected to a test or tests, but only in accordance with the provisions of Section 23131."

Amendment No. 4

On page 1, strike out lines 4 through 19, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, re-referred to Committee on Transportation.

MOTION TO AMEND ASSEMBLY BILL NO. 1731

Senator Collier moved that Assembly Bill No. 1731 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1731—An act to amend Section 42230 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to refund of fees upon rejection of applications.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 11, of the printed bill, after "eight", insert "dollars".

Amendment No. 2

On page 1, line 13, strike out "(a)", and insert "(1)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 711

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BURNS, Vice Chairman

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 711

Senator Richards moved that Senate Bill No. 711 be withdrawn from Committee on Governmental Efficiency for purpose of amendment, and re-referred to committee.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 711—An act to amend Sections 2181, 3088, and 3474 of, and to add Section 4189.5 to, the Welfare and Institutions Code, relating to relatives' responsibility requirements.

Bill read second time.

Motion to Amend

Senator Richards moved the adoption of the following amendment:

Amendment No. 1

On page 8, of the printed bill, as amended in Senate April 10, 1959, strike out line 15.

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Natural Resources**

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Senate Bill No. 363

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND SENATE BILL NO. 363

Senator Dilworth moved that Senate Bill No. 363 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 363—An act to amend Sections 504, 509, 6816, and the title of Division 5 (commencing at Section 5001) of, to repeal Sections 504.5, 506, 506.1, 506.2, 506.6, 506.7, and Chapter 1 (commencing at Section 5001) of Division 5 of, and to add Chapter 1 (commencing at Section 5000) to Division 5 of the Public Resources Code, relating to state beaches, parks, monuments, and recreational areas, and making an appropriation.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "506.2," insert "506.3,".

Amendment No. 2

On page 1, line 8, after "506.2", insert "506.3,".

Amendment No. 3

On page 3, strike out lines 18 to 26, inclusive, and insert "of administration. The chief shall be appointed by the Governor, subject to confirmation by the Senate. The chief shall serve at the pleasure of the director and his salary shall be fixed by the director in accordance with law. The chief shall have such duties as shall be assigned from time to time, by the director, and he shall be responsible to the director for the performance thereof."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 511

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 511

Senator Christensen moved that Senate Bill No. 511 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 511—An act to add Section 14311.5 to the Government Code, relating to the State Contract Act.

Bill read second time.

Motion to Amend

Senator Christensen moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "any", and insert "the first payment for work or material under such contract shall not be made by the State Controller unless and until the Registrar of Contractors certifies to him that the records of the Contractors State License Board indicate that such contractor was or became properly licensed between the time of bid opening and the making of the certification. Any".

Amendment No. 2

On page 1, line 13, strike out "State Licensing", and insert "Contractors State License".

Amendment No. 3

On page 1, line 15, after "questionnaire", insert "and financial statement".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 69

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 69

Senator Hollister moved that Senate Bill No. 69 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 69—An act to add Section 1267 to the Code of Civil Procedure, relating to the appointment of arbitration boards in condemnation actions.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 2 and 3 of the title of the printed bill as amended in Senate February 25, 1959, and insert "relating to condemnation actions."

Amendment No. 2

On page 1, between lines 2 and 3, insert "1267. Where the State, or any of its agencies, seeks to condemn property pursuant to any law, the appraised value as determined by the State or any of its agencies shall be made available to the owner of the property to be condemned at the time such appraisal has been made."

Amendment No. 3

On page 1, strike out lines 3 to 25, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, April 14, 1959

MR. PLASTER, V. The Chairman of the Committee on Transportation, to which was referred.

Senate Bill No. 552

Represents the same back with author's amendments with the recommendation: Amend, and reported for further consideration.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 552

Senator Hollister moved that Senate Bill No. 552 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 552—An act to amend Section 2211 of the Streets and Highways Code, relating to the apportionment of federal aid for secondary highways.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 20, of the printed bill, strike out "The county shall give", and strike out lines 21 and 22 and insert: "The county shall post a written notice of the proposed selection of a project at the courthouse and at such other places as the county may deem appropriate. The notice shall describe the project to be selected and shall contain a statement to the effect that a hearing will be held if requested by a written petition, signed by not less than 25 percent of the owners of land along the project, and received by the county within a time limit specified in the notice. If such a petition is received within the time specified, then the county shall".

Amendment No. 2

On page 2, strike out line 6, and insert:

"If a hearing is requested pursuant to the preceding paragraph, a county shall not require final plans, specification".

Amendment No. 3

On page 2, line 8, strike out "a", and insert "the".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 117—An act to add Section 426.5 to the Health and Safety Code, relating to air pollution declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 117?

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 6, 1959, strike out "24283", and insert "426.5".

Amendment No. 2

On page 1, line 1, strike out "24283", and insert "426.5".

Amendment No. 3

On page 1, line 3, strike out "24283", and insert "426.5".

Amendment No. 4

On page 1, line 7, after "health", insert "including the prevention of irritation to the senses".

Amendment No. 5

On page 1, line 18, after "department", insert "after notice and hearing".

Amendment No. 6

On page 2 of the printed bill, as amended in Assembly March 20, 1959, after line 8, insert

"SEC. 3. This act shall be known and may be cited as the Rees-Richards Act."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 117 by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Thompson, and Williams—29.

NOES—None.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 943—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 781—An act to amend Sections 81 and 82 of the Agricultural Code, relating to fairs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 112—An act to amend Sections 14361, 14373, 14383, 14391, 14392, 14403, 14413, 14423, 14428, 14798, and 14901 of, to repeal Section 14792 of, and to add Section 14902 to, the Revenue and Taxation Code, relating to inheritance tax refunds, creating the Inheritance Tax Fund, and making an appropriation thereof.

Bill read second time.

Motion to Re-refer Senate Bill No. 112

Senator McBride moved that Senate Bill No. 112 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 563—An act to add Section 25509 to the Water Code, relating to assessment of land by irrigation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 582—An act to add Part 4 (commencing at Section 24100) to Division 9 of the Public Utilities Code, and to add Part 6.5 (commencing at Section 11800) to Division 2 of the Revenue and Taxation Code, relating to the licensing and registration of aircraft and the taxation of the privilege of operating the same, providing for the administration thereof, and appropriating the revenue derived therefrom.

Bill read second time.

Motion to Re-refer Senate Bill No. 582

Senator McBride moved that Senate Bill No. 582 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 864—An act to amend Section 8991 of the Revenue and Taxation Code, relating to liens under the use fuel tax.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 886—An act to amend Section 24404 of the Revenue and Taxation Code, relating to the deductions of farmers co-operatives for bank and corporation tax purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 905—An act to amend Sections 445 and 531 of, and to add Sections 531.1 and 1061.1 to, the Revenue and Taxation Code, all relating to property taxation and providing for the assessment of property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "Such", and insert "With respect to commercial inventories, such".

Amendment No. 2

On page 2, between lines 12 and 13, insert

"The penalties required by Sections 1062 and 2922 of this code shall not apply where a tax was erroneously or illegally assessed on possessory interests in tangible personal property in lieu of a tax on solvent credits, and the erroneously or illegally assessed tax on the possessory interests has actually been paid under protest or otherwise."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 761—An act to amend Section 24051 of the Government Code, relating to inventories of county property.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 675—An act to amend Sections 2079 and 6019 of the Insurance Code, relating to the standard form fire insurance policy.

Bill read second time.

Request for Unanimous Consent

Senator Byrne asked for, and was granted, unanimous consent to have Senate Bill No. 675 passed on file and retain its place on the second reading file.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 691—An act to amend Section 11567 of, and to add Sections 11594 and 11618 to, the Business and Professions Code, relating to subdivision maps.

Bill read second time, and ordered to third reading.

Assembly Bill No. 81—An act to amend Section 209.5 of the Revenue and Taxation Code, relating to the tax exemption of vessels in the process of construction, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 750—An act to amend Section 205.5 of the Revenue and Taxation Code, and providing for the effective date thereof, relating to the veterans' property tax exemption.

Bill read second time, and ordered to third reading.

Assembly Bill No. 996—An act to amend Sections 2322a, 24670, 25102, 25551, 25663, 25673, 25674, 26074, 26131, and 26281 of, and to add Sections 25401b, 25905, 25962.2, 26073c and 26080.4 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 998—An act to amend Sections 17206, 17208, 17854, 18009, 18552, 18586, 18586.2, 18586.3, 18588, 18806, 19053, and 19062 of, to add Sections 17746, 18551.1, 18694, 18695, 19062.10, and 19408 to, and to repeal Section 18010 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 999—An act to amend Sections 17734, 18003, 18004, 18007, 18167, 18802, 19051, and 19053.7 of the Revenue and Taxation Code, relating to personal income taxes.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 20, of the printed bill, as amended in Assembly March 16, 1959, strike out "18077", and insert "18007".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 $\frac{1}{2}$ of Article XIII,

relating to the exemption of property from taxation on account of military service.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 1, line 6, of the printed measure, as amended in Senate April 6, 1959, after "be", insert "amended as follows;".

Amendment No. 2

On page 1, line 8, strike out "thereof is", and insert "be".

Amendment No. 3

On page 2, line 49, strike out "is", and insert "be".

Amendment No. 4

On page 2, line 49, strike out "thereof".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 997—An act to amend Section 24532 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 783—An act to amend Section 8162 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to exemptions from courses in physical education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Shaw, Short, Slattery, Thompson, and Williams—25.

NOES—Senator Stiern—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 565—An act to amend Sections 88, 2400, 5901, 5901.5, 5931, 5932, 5970, 7207, 7609, 7799, 7803.1, 7804, 7840, 7841, 7841.5, 7842, 7843, 7844, 7845, 7847, 7848, 8001, 8002, 8003, 8004, 8005, 8008, 8025.5, 8026, 8027, 8131, 8132, 8134, 8136, 8137, 8140, 8501, 8530, 8531, 8602, and 8603 of, to add Sections 7801, 7802, 7849, and 8029.5 to, to repeal and add Article 1 (commencing with Section 7920) and to repeal Article 2 (commencing with Section 7960), of Chapter 7 of Division 9 of, and to repeal Sections 5932.5, 7801, 7801.5, 7802, 7803, 7806, 7807, 8133, and 8135 of, the Elections Code, relating to the canvass of ballots.

Motion to Retain Place on File

Senator Cobey moved that Senate Bill No. 565 be passed on file and retain its place.

Motion carried.

Senate Bill No. 249—An act to amend Section 19615 of the Education Code as proposed by Senate Bill No. 2, relating to the repayment of State School Building Aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 817—An act to amend Section 17801 of the Education Code as enacted at the 1959 Regular Session, relating to basic state aid for high schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Erhart, Farr, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 621—An act to amend Section 14 of the Santa Clara County Flood Control and Water Conservation District Act, Chapter 1405 of the Statutes of 1951, relating to flood control and water conservation in Santa Clara County, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

RECESS

At 3.50 p.m., on motion of Senator Farr, the Senate recessed for the purpose of introducing Umberto del Villar, the Governor of La Paz, Bolivia.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Farr, Slattery, Burns, Murdy, and McBride as a Special Committee to escort Governor del Villar to the Rostrum.

INTRODUCTION OF GOVERNOR DEL VILLAR

Senator Farr introduced Governor del Villar to the Senate.

Governor del Villar addressed the Senate as follows:

Mr. President and Honorable Senators:

My special thanks to Lieutenant Governor Anderson for this honor and privilege to address this chamber and express my cordial appreciation for the technical assistance which the United States is extending to my country.

Bolivia is an underdeveloped country which has much wealth enclosed in a territory as large as Texas and California combined. For such a territory, ranging from tropics to 23,000 feet, there is a population of almost 4,000,000, engaged chiefly in agriculture and mining. Ethnically, 60 percent is Indian, descendants, not savage, from a civilization of 6,000 years before Christ. The balance of the population is half mixed and half white.

Thanks to the democratic government of my country, headed by Doctor Siles Zuago, graduate of the American Institute of La Paz, and the social and economic reforms effected, especially agricultural reform, which has incorporated more than 2,000,000 Indians, my country has had a great activity. The results of this policy are:

- 1) Increase of agricultural production by 100 percent.
- 2) Improvement of public education by erection of new schools, especially to educate the Indians. Seven years ago there were only about 300 schools for Indians and about 50 teachers. We now have about 6,000 schools and 2,000 teachers who speak Aymara and Quechua, languages of the Indians, to teach them Spanish.
- 3) Roads have improved considerably, with travel now the year around. Seven years ago it was difficult to drive during the rainy season.
- 4) Public health has improved, reducing infant mortality from 30 percent to 18 percent, as well as malaria, tuberculosis, and other epidemic illnesses.
- 5) Petroleum production has increased with intensive work on the part of the national petroleum agency in such a manner that in seven years we have changed from an oil importing country to an oil exporting country to nearby countries. To greater increase oil production we have opened the doors to foreign capital, giving all types of assurances and guarantees. Right now seven North American companies are working in Bolivia, including Gulf, Texas Petroleum, and Standard Oil.

The goal of my government is diversification of national economy, creating new sources of wealth to not depend only on mining.

In the development of all this improvement program, excepting petroleum, United States aid has contributed in a positive and concrete form through economic and technical assistance.

It is for this reason that upon addressing you, I, the governor of the chief state of my country, want to make it clear that the United States has given positive benefits to my country. The economic and social problem of my country is very difficult and complex, but we hope with the intensive effort of our people and understanding democratic aid to overcome this temporary crisis, to improve living conditions for my

country and at the same time preserve respect for human dignity—the foundation of democracy.

Many thanks for your kind attention.

REASSEMBLED

At 3.59 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary Lachlan M. Richards at the desk.

RECESS

At 4.00 p.m., on motion of Senator Richards, the Senate recessed for the purpose of introducing Miss Jane Russell and Mrs. Ernest Debs, wife of Supervisor Debs of Los Angeles.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Richards, Burns, and Dolwig as a Special Committee to escort Miss Russell and Mrs. Debs to the rostrum.

INTRODUCTION OF MISS RUSSELL AND MRS. DEBS

Senator Richards introduced Miss Russell and Mrs. Debs to the Senate.

Miss Russell addressed the Senate briefly, and said she has enjoyed this, her first visit to the Capitol.

REASSEMBLED

At 4.03 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary Lachlan M. Richards at the desk.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 680—An act to amend Sections 4, 5, 17, 24, 29, and 35 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to water supply in Orange County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 748—An act to amend Section 12 of the Alameda County Flood Control and Water Conservation District Act, relating to the levy and collection of taxes and assessments, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—27.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 99—An act to amend Section 410 of the Code of Civil Procedure, relating to service of process.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 164—An act to amend Sections 659, 663a, and 953d of the Code of Civil Procedure, relating to procedure after trial in civil cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 165—An act to repeal Sections 715.1, 770, 771, 774, 775 and 777 of, to amend Sections 715.3, 716, and 724 of, and to add Section 771 to, the Civil Code, relating to future interests in property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 299—An act to amend Section 4573 of the Penal Code, relating to narcotics in prisons and other correctional institutions.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 635—An act to add Section 242a to the Code of Civil Procedure, relating to grand juries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Shaw, Short, Slattery, and Stiern—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 880—An act to add Section 6.1 to the Santa Clara County Flood Control and Water Conservation District Act (Ch. 1405, Stats. 1951), relating to land acquired for district purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay area Rapid Transit District.

Motion to Retain Place on File

Senator Burns moved that Assembly Bill No. 530 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Shaw moved that Assembly Bill No. 176 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 1235—An act to amend Sections 9750, 9754.1, 9755, 9756, 9760, 9801, 9850, 9912, 11101, 11119, and 11120 of, the Elections Code, relating to municipal elections.

Bill read third time, and presented by Senator Shaw.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1208—An act to add Section 23394.5 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Hollister.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1323—An act to add Section 24209 to the Business and Professions Code, relating to alcoholic beverages.

Bill read third time, and presented by Senator Hollister.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, McBride, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 966—An act to amend Section 11624 of, and to add Section 11624.5 to, the Insurance Code, relating to commissions on insurance placed with the California Automobile Assigned Risk Plan, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Byrne.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 500—An act to add Title 2 (commencing with Section 1801) to Part 4, Division 3, of the Civil Code, relating to credit and installment sales of goods and services.

Bill read third time, and presented by Senator Collier.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 490—An act to amend Sections 2804, 2808 and 2810 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority Protest Act of 1931.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Burns, Byrne, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 208—An act to add Sections 13001.6 and 13831.2 to, and to repeal Sections 13831.2, 13831.3, 13831.4 and 13831.5 of, the Education Code and to add Sections 13251.5 and 13513 to, and to repeal Sections 13513, 13514, 13515 and 13516 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the employment of teachers by school districts, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Rodda.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Byrne, Christensen, Cobey, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 231—An act to amend Section 630 of the Probate Code, relating to summary probate proceedings.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 257—An act to amend Section 71083 of the Government Code, relating to municipal and justice courts and judges thereof, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Teale, Thompson, and Williams—39.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Motion to Reconsider

Senator Richards moved to reconsider the vote whereby Assembly Bill No. 257 was passed.

Postponement of Reconsideration

On motion of Senator Richards, the further consideration of the motion to reconsider the vote whereby Assembly Bill No. 257 was passed, was continued until the next legislative day.

Assembly Bill No. 275—An act to amend Section 717.1 of the Code of Civil Procedure, relating to proceedings supplemental to execution.

Bill read third time, and presented by Senator Dolwig.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 568—An act to amend Sections 3051A and 3068 of the Civil Code, relating to liens.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Slattery, Stiern, Thompson, and Williams—31.

NOES—Senator Short—1.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Assembly Bill No. 683—An act to add Section 1744.1 to the Code of Civil Procedure, relating to children's courts of conciliation.

Bill read third time, and presented by Senator Beard.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Shaw, Short, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 153—An act to amend Section 10493 of the Insurance Code, relating to insurance for participants in municipal playground activities.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 84—Relative to acquisition of land in the City of Newport Beach for a state park.

Resolution read, and presented by Senator Miller.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 50—Relative to an amendment of the Joint Rules of the Senate and Assembly to provide for the creation of a Joint Committee on Legislative Organization.

Resolution read, and presented by Senator Burns.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Shaw, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 212—An act to add Section 25699 to the Government Code, relating to county water resources committees and boards.

Bill read third time, and presented by Senator Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 718—An act to amend Sections 9107, 9108, 9109, 9134 and 10246, and to repeal Sections 9131, 9132 and 9133 of the Government Code, relating to legislative organizations and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Burns.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coby, Dilworth, Edwards, Hennrich, Johnson, Parr, Pomeroy, Grunsky, Hollister, Hollnahl, Johnson, McBurn, Montgomery, Murphy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coby, Dilworth, Edwards, Hennrich, Johnson, Parr, Pomeroy, Grunsky, Hollister, Hollnahl, Johnson, McBurn, Montgomery, Murphy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Concurrent Resolution No. 102—Relative to extending congratulations to the California Branch of the National Council of Jewish Women.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Coby, Culler, Edwards, Dilworth, Edwards, Hennrich, Johnson, Parr, Pomeroy, Grunsky, Hollister, Hollnahl, Johnson, McBurn, Montgomery, Murphy, O'Sullivan, Rattigan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Thompson, and Williams—40.
NOES—None.

Resolution ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 763—An act to add Section 31116 to the Government Code, relating to county civil service systems.

Objection Raised

Senator Richards objected to Senate Bill No. 763 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 763 to the second reading file.

Senate Bill No. 694—An act to amend Section 3378 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to charges for use of school property.

Objection Raised

Senator Dilworth objected to Senate Bill No. 694 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Senate Bill No. 694 to the second reading file.

RESOLUTIONS

The following resolution was offered:

By Senator Byrne:

Senate Resolution No. 84

Relating to standard containers for fruits and vegetables

WHEREAS, The construction and dimensions of containers for fruits and vegetables is an important factor in the marketing of fruits and vegetables; and

WHEREAS, Modern marketing procedures require frequent changes in packing and packaging methods in order to meet the demands of receivers, distributors, retailers and consumers; and

WHEREAS, Chapter 2 (commencing at Section 781) of Division 5 of the Agricultural Code requires many of the fruits and vegetables regulated to be placed in standard containers with exact dimensions specified; and

WHEREAS, Several measures are now being considered by the Legislature proposing to change certain of the specified dimensions and to establish additional standard containers for such products; and

WHEREAS, Each of these measures generally affects only one particular commodity; and

WHEREAS, The Director of Agriculture presently has in certain instances specific authority under Section 790.5 of the Agricultural Code to establish on an emergency basis additional standard containers for fruits and vegetables; and

WHEREAS, The enactment of measures to change such container specifications during the present and many previous sessions of the Legislature has been in many instances extremely complicated, time-consuming, costly to the State and burdensome to the legislative process; now, therefore, be it

Resolved by the Senate of the State of California, That the Joint Interim Committee on Agriculture and Livestock Problems is requested to conduct a study to determine whether it would be feasible and desirable to authorize the Director of Agriculture to establish under the Administrative Procedure Act (commencing at Section 11370 of the Government Code) regulations which would define the type of, and specifications for standard containers for fruits and vegetables, and to report thereon to the Legislature including its recommendations; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the chairman and to the members of the Joint Interim Committee on Agriculture and Livestock Problems.

Resolution read, and referred to Committee on Agriculture.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1205: By Senator McCarthy—An act to repeal Section 2413 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to seat belt reports.

Referred to Committee on Transportation.

Senate Bill No. 1206: By Senator McCarthy—An act to add Section 54386.1 to the Government Code, relating to revenue bonds.

Referred to Committee on Local Government.

Senate Bill No. 1207: By Senators Hohndahl, Short, O'Sullivan, Miller, Coombs, Fisher, and Rodda—An act to add Section 728.5 to the Public Utilities Code, relating to telephone and telegraph companies.

Referred to Committee on Public Utilities.

Senate Bill No. 1208: By Senator Johnson—An act to amend Section 25502 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1209: By Senator Thompson—An act to amend Section 73395 of the Government Code, relating to salaries of court reporters.

Referred to Committee on Local Government.

Senate Bill No. 1210: By Senator Cobey—An act to amend Sections 207 and 209 of, and to add Sections 209.1 and 209.5 to, the Penal Code, relating to kidnaping.

Referred to Committee on Judiciary.

Senate Bill No. 1211: By Senator Dilworth—An act to add Section 4365 to the Agricultural Code, relating to milk and milk products.

Referred to Committee on Agriculture.

Senate Bill No. 1212: By Senator Dilworth—An act to amend Section 19577 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state school building aid.

Referred to Committee on Education.

Senate Bill No. 1213: By Senator Short—An act to add Sections 1253.1 and 1279.1 to the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1214: By Senator Shaw—An act to amend Section 9802 of the Education Code, and amend Section 6904 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to education of mentally retarded minors, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Education.

Senate Bill No. 1215: By Senator Brown—An act to add Chapter 3.5 (commencing at Section 19300) to Division 8 of the Business and Professions Code, and to add Section 11560 to the Government Code, relating to the creation of a California Jai Alai Board, prescribing its organization, powers and duties, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1216: By Senator Collier—An act to add Article 6 (commencing at Section 210) to Chapter 1, Division 1, of the Streets and Highways Code, relating to locations for state freeways.

Referred to Committee on Transportation.

Senate Bill No. 1217: By Senator Farr (Co-authored by Assemblyman Pattee)—An act to add Section 8991 to the Health and Safety Code, relating to public cemetery districts.

Referred to Committee on Local Government.

Senate Bill No. 1218: By Senators McAteer and Collier (Co-authored by Assemblymen Busterud, Burton, Meyers, Gaffney, Marks, and O'Connell)—An act to add Section 553.1 to the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 1219: By Senator Stiern (Co-authored by Assemblywoman Donahoe and Assemblyman Williamson)—An act to amend Section 70141.6 of the Government Code, relating to superior court commissioners.

Referred to Committee on Local Government.

Senate Bill No. 1220: By Senators Dolwig and Stiern—An act to amend Sections 189 and 190 of the Streets and Highways Code, relating to separations.

Referred to Committee on Public Utilities.

Senate Concurrent Resolution No. 49: By Senator Farr—Relative to the Veterans Farm and Home Purchase Act.

Referred to Committee on Military and Veterans Affairs.

Senate Joint Resolution No. 17: By Senators Arnold, Teale, O'Sullivan, Regan, Byrne, Berry, Christensen, and Collier—Relative to legislation concerning wilderness areas.

Referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Rules

MR. PRESIDENT: The Committee on Rules, to which messages from the Governor were referred appointing:

JAMIE H. SMITH, Member, State Athletic Commission, vice Bob Voight;

MRS. EDITH CHAMBERS, Member, Contractors' State License Board, vice H. Earl Parker, term expired;

BART L. CHRISTENSEN, Member State Board of Dry Cleaners, vice self;

NORMAN B. AARONIAN, Member, State Board of Dry Cleaners, vice John Marchi, term expired;

LEONARD DIEDEN, Member, California Law Revision Commission, vice Bert W. Levit, resigned;

EDWARD P. IVORY, Member, State Board of Forestry, vice Wendell T. Robie, resigned;

STURL RAYMOND SHEFF, Member, State Board of Dry Cleaners, vice D. R. Woodard, term expired;

Has had the same under consideration, and respectfully reports the same back with the recommendation that the appointments of the Governor be confirmed.

BURNS, Chairman

The above reported appointments by the Governor, to be confirmed by the Senate, were ordered printed in the Journal upon request of Senator Burns.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 563

Senate Bill No. 864

Senate Bill No. 761

Senate Bill No. 886

Senate Bill No. 781

Senate Bill No. 943

And reports the same correctly engrossed.

BURNS, Chairman

ADJOURNMENT

At 5.38 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, April 15, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-FIFTH LEGISLATIVE DAY

SEVENTY-THIRD CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Wednesday, April 15, 1959

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we pray that we may have well-founded and uncompromising convictions about important things. Save us also from the danger of stubborn convictions about unimportant matters. May we not be found among those who "tithe mint and anise and cummin and leave undone the weightier matters of the law, love and mercy, and justice." AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Farr, on motion of Senator Fisher, due to legislative business.

Senator Miller, on motion of Senator Fisher, due to legislative business.

Senator Beard, on motion of Senator Fisher, due to illness.

Senator Berry, on motion of Senator Fisher, due to legislative business.

SPECIAL ANNOUNCEMENT

Senator Burns called the attention of the Members of the Senate to a very special event: Senator Shaw has become a grandfather for the second time. The new grandson, Donald Glenn Franklin, weighed 6 pounds 4 ounces. Congratulations, Senator Shaw!

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Edith Massera, Mrs. Marion Meily, and Mr. Jared Hawkins, all of Modesto.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Thomas Elmendorf of Willows, O. T. Wood of Red Bluff, and Max Varn of Colusa.

On request of Senators Holmdahl and O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to E. W. Henderson, M.D., of Alameda.

On request of Senators McAteer and O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Henry Gibbons, M.D., of San Francisco.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. and Mrs. Herbert A. Lints of Escondido, Mr. William T. Nute of San Diego, Dr. Frank H. Robinson of Chula Vista, and Mr. Bud James, County Clerk of San Diego.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. David Klein of New York, N. Y.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Huff of England, Miss McInnes of Scotland, Mr. Ishkawa of Hawaii, and Mr. Henry Gluth of Stockton, who was acting as host to the three exchange teachers.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Cecilia O'Neil and Dr. A. R. Currin of San Jose.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert L. Garrett, M.D., Robert W. Hoellwarth, M.D., and Louis P. Funk, of Vallejo.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard G. Randolph of San Mateo.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. John C. Ivanoff, M.D., of Riverside.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. Joseph A. Maquire of Ventura.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Harry Ossenbriiggen of Glenn County; Mary D. Brady and Charles S. King of Colusa; and James R. Matthew of Rochester, Michigan, who were guests of the Senate on April 14, 1959.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Howard E. Davenport and the following adults from Stanislaus County: Eva Nickey, Edna Taylor, Vivian Hanshaw, Lulu Shaver, Carrie Baade, Bessie Whitfield, Hazel Vidal, Effie Sesser, John Bowman, Jennie Smith, Howard Davenport, Georgia Davenport, Clarence Sykes, Rolla

McNight, Eldena McNight, Mable Rouse, Eva Lutes, W. P. Spencer, Mrs. W. P. Spencer, Daisy Graham, Mr. Schack, Laura Schak, W. A. Whitworth, Grace Mowrey, Katie Keck, Clarence Greenwell, Freda Greenwell, Estelle Service, Jennie Shea, Fred Curtis, Lucy Griffin, Beryl Caster, Ray Rhoads, Feene Rhoads, Fletcher Hanshaw, Velma Leard, Bell Krause, Anna Harvey, and Alice Russell.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Judd Walton and the following members of the Alameda County Farm Bureau Women: Mrs. Ann Ripcke, Mrs. Ruth Nielsen, Mrs. Dagmar Fulton, Mrs. Ann Cook, Mrs. Jo Ann Dotters, Mrs. Viola Jensen, Mrs. Ann Nissen, Mrs. Leontine Halverson, Mrs. Ruth Thomsen, Mrs. Virginia Hamilton, Mrs. Gail Tucker, Mrs. Allyce Fujii, Mrs. Raymond Hasek, Mrs. Mildred J. Kruse, and Mrs. Dixie Kamp.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Granch, Mr. Stephens, Mr. Miller, Mr. Powell, and the following students from Glenbrook Intermediate: Carole Barber, Claire Finlayson, Maxine Miller, Ray Brassfield, James Gibbs, William Pollock, Barbara Allen, Viva Dake, Ann Gray, Sheila Hunter, Leslie Krumland, Patricia Lonsdale, Bonney Meredith, Cheryl Ontis, Dorothy Roman, Holly Reyes, Lynette Terry, Betty Van Pelt, Nancy Westbrook, Lonnie Williams, Thomas Arnold, Bob Brammeier, H. C. Danielsen, Rodney Flowers, William Galli, Dale Gieg, Richard Heighes, Tom Lewis, John Ludden, Robert Palmateer, James Payne, Barry Ramirez, Richard Schaumburg, Edwin Squires, Michael Tate, Curt Von Moseh, Dorothy Aarhus, Ruthann Allner, Marcia Clark, Sue Courtney, Mary Dykman, Mary Evers, Lou Ann Hampton, Lauralee Haring, Audrey Hayes, Margaret Larson, Judith Reid, Sheila Rester, Sue Templeton, Brian Baker, Joseph Banuat, Steve Cullison, Mike Dabney, John Erman, Dudley Gann, Joseph Hardeastle, Bob Leedy, Bob Lona, Larry Mason, Ron McGrath, Toby Miller, Ronnie Peterson, Reynolds Reinke, Mickey Thomas, James Thornton, Don White, Elizabeth Cobb, Shirley DeFrates, Shirley Fore, Shiela Rose, Linda Steward, Carol Ann Taylor, Stephanie Steffen, Larry Burg, Michael Curry, Robert Dodge, Ronald English, Billy Figueroa, Jerry Fudge, Bob Glazier, Richard Hernandez, Michael Johnson, Jack Jones, Ronald Kennedy, Michael Knouse, Ronald Markus, Bruce Mulford, Robert Spears, Gary Spielman, Melvin Torpacka, and Gordon Wilson.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Evelyn Brower, Mr. David L. Raffo, and the following students of Isabel Cook School: Lawrence Aguilar, Peter Black, Peter Carlson, James Duff, William Gavre, William Kelsey, Michael Leone, Michael Pickett, Steven Romine, Michael Schiewe, Richard Tweed, Billie Jean Amos, Vicki Brown, Leta Chavez, Susan Dodson, Sandra Dunham, Margaret Gillingham, Carol Graves, Joanne Jarvis, Barbara Johnston, Judith Leonard, Marion Massara, Nancy Morey, Martha Olson, Patricia Rapp, Victoria Sharpe, Ronald Abendschan, Alan Belanger, Roger Boward, Douglas Carlton, William Cowan, John Hughes, Michael Kawai, Robert Kupka, Edward Kwiatkowski, Dana Luce, Vincent McLorg, James

Miller, Gregory Sherrick, William Soldavini, Robert Wishard, Helen Boyd, Sharon Carter, Joannell Collins, Janet Harriman, Marcella Field, Karin Kellam, Victoria Lloyd, Diana Matley, Roberta McDaniel, Karen Neumaier, Jayne Moorhouse, Sonya Rishworth, Nancy Sorich, Darlene Tognoli, Sharon Warrington, and Susan Yaffee.

On request of Senator Teale, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. R. A. Kenyon, Mrs. Neil, Mrs. Odgers, Doctor Richmond, Mrs. Wise, and the following students of Summerville Elementary: Ala Mae Anderson, Sterling Anderson, Roy Armstrong, Joan Bailey, Vernon Bailey, Marjorie Baker, Larry Ballerstein, Elva Benton, Lloyd Davis, Mary Jane Emerine, Larry Hague, Joe Hipsher, Tom Howell, JoAnn Mier, Judy Neil, Nanci Odgers, Steve Platner, Mary Reinhart, Chris Robinson, Knute Rodgers, Lynda Rodgers, Joyce Stacey, Esther Stombaugh, Ron Thalman, Sharron Thompson, David Wheat, Richard Wise, and Sue Wise.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the LaFayette Club, Inc. of San Francisco: Alphonse Pechoultres, Mr. and Mrs. B. Lalanne, A. Goudy, A. Ladrech, Mr. and Mrs. S. Torres, N. David, Anne Mullen, Victoria Couragent, Leonie Bedoura, Blanche Abbe, Mr. and Mrs. M. Revel, Louis Marty, Peter Bonnat, E. Labro, Henry Bazerque, Bernard Goireccelaya, P. Lanson, Pierre Bedoura, H. A. Fabre, Lucille Hammed, Madeline Gres, Charles David, Mr. and Mrs. Raymond Malfanti, Mr. and Mrs. Rene Marty, Alphonsine and Alrene Grialou, Joan Layden, Peter Tillous, Mr. and Mrs. Joseph Claverie, Mr. and Mrs. Paul LaMothe, George Jelatis, Alfred Baylacq, Ray Cerles, and Louis Girerd.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 14, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 28

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Joint Resolution No. 28—Relative to a congressional investigation of unnecessary sonic booms in populated areas in California.

Referred to Committee on Public Health and Safety.

Chief Assistant Secretary Lachlan M. Richards at the Desk

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 113
Assembly Bill No. 142
Assembly Bill No. 1077
Assembly Bill No. 1246
Assembly Bill No. 1406
Assembly Bill No. 1457

Assembly Bill No. 1631
Assembly Bill No. 1736
Assembly Bill No. 1780
Assembly Bill No. 1796
Assembly Bill No. 1840
Assembly Bill No. 2079

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 113—An act to add Section 33049 to the Health and Safety Code, relating to restrictions on the basis of race, color, religion, ancestry, or national origin of the sale, lease, or rental of real property redeveloped and urban renewal under the Community Redevelopment Law.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 142—An act to amend Section 800 of the Labor Code, relating to lumber industries.

Referred to Committee on Labor.

Assembly Bill No. 1077—An act to amend Section 1228.5 of, and to add Section 19330.5 to, the Government Code, relating to leaves of absence from the State Civil Service, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1246—An act to amend Sections 18020, 18021, 18022 and 18705 of the Government Code and to repeal Section 18024 of the Government Code, relating to hours of work of state employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1406—An act to amend Section 753 of, and to add Section 753.1 to, the Code of Civil Procedure, relating to actions for partition of property.

Referred to Committee on Judiciary.

Assembly Bill No. 1457—An act to amend Section 13317 of the Education Code as enacted by the Legislature at the 1959 Regular Session relating to tenure of certificated employees of school districts

Referred to Committee on Education.

Assembly Bill No. 1631—An act to amend Sections 24360.3 and 24367.11 of the Health and Safety Code, relating to the Bay Area Air Pollution Control District.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1736—An act to add Section 940.5 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Referred to Committee on Elections.

Assembly Bill No. 1780—An act to amend Sections 560 and 561 of the Agricultural Code, relating to milk and dairy products.

Referred to Committee on Agriculture.

Assembly Bill No. 1796—An act to amend Section 23102 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to convictions for operating vehicles while under the influence of intoxicating liquor.

Referred to Committee on Transportation.

Assembly Bill No. 1840—An act to add Section 10055 to the Education Code, as enacted at the 1959 Regular Session, relating to high school textbooks.

Referred to Committee on Education.

Assembly Bill No. 2079—An act to amend Section 126 of the Government Code, relating to acquisition of lands by the United States, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 45—Relative to the continuance of the Joint Judiciary Committee on Administration of Justice;

And reports the same has been correctly enrolled, and presented to the Secretary of State on the fifteenth day of April, 1959, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 639—An act to amend Section 73 of the Vehicle Code, and to amend Section 285 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the definition of a vehicle dealer;

And reports that the same has been correctly enrolled, and presented to the Governor on the fifteenth day of April, 1959, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 905

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 153

Senate Bill No. 829

Senate Bill No. 513

Senate Bill No. 851

Senate Bill No. 753

Senate Bill No. 949

Senate Bill No. 766

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Fish and Game

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 76

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

ERHART, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 453

Assembly Bill No. 1032

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 763

Assembly Bill No. 883

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Assembly Bill No. 286

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 323

Senate Bill No. 483

Senate Bill No. 397

Senate Bill No. 488

Senate Bill No. 398

Senate Bill No. 489

Senate Joint Resolution No. 15

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 433

Senate Bill No. 791

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 764

Senate Bill No. 869

Senate Bill No. 852

Assembly Bill No. 832

Senate Bill No. 863

Assembly Bill No. 1394

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Assembly Bill No. 454

Assembly Bill No. 955

Assembly Bill No. 914

Assembly Bill No. 1178

Assembly Bill No. 917

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 1

Senate Bill No. 550

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 714

Senate Bill No. 818

Senate Bill No. 819

Senate Bill No. 823

Assembly Bill No. 373

Assembly Bill No. 1644

Assembly Bill No. 1647

Assembly Bill No. 1648

Assembly Bill No. 1650

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 601

Senate Bill No. 770

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 351

Assembly Bill No. 341

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

HOLMDAHL, Vice Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 9, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 354

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

HOLMDAHL, Vice Chairman

Above reported bill ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which were referred:

Senate Bill No. 897

Assembly Bill No. 1434

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 887

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:
Senate Bill No. 835

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:
Senate Bill No. 627
Senate Bill No. 795
Senate Bill No. 973

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 711

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 587

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 931

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 931

Senator Hollister moved that Senate Bill No. 931 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 931—An act to add Part 7 (commencing at Section 7000) to Division 8 of the Harbors and Navigation Code, relating to small craft harbor districts.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 18, after line 22, of the printed bill, as amended in Senate April 1, 1959, insert

"7243. If the board finds it necessary that any revenue bonds issued by the district be further secured by a tax levy it may insert in the ordinance providing for the issuance of the bonds or, as the case may be, in the ordinance or resolution required to call the revenue bond election, a provision to that effect, and if the ordinance providing for the issuance of bonds is not subjected to referendum, or is subject to referendum and approved, or if the revenue bonds are authorized by the vote required in the Revenue Bond Law of 1941 or other law, the proceedings for the issuance of the revenue bonds may require that a tax be levied in each year to the extent to which revenues pledged to the payment of principal of, and interest on, the bonds have been, or are, expected to be insufficient in any year to pay the principal and interest or to the extent to which any reserve fund established for the bonds has been, or will be, used to pay the principal and interest; provided, however, that the tax shall not exceed one dollar (\$1) on each one hundred dollars (\$100) of assessed valuation."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Assembly Bill No. 428

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 428

Senator Teale moved that Assembly Bill No. 428 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 428—An act to amend Sections 31809 and 31813 of the Government Code, relating to the County Employees Retirement Law of 1937, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendment:

Amendment No. 1

On page 4 of the printed bill, between lines 7 and 8, insert

"All refunds made under this section prior to the effective date of the amendments to this section enacted at the 1959 Regular Session of the Legislature are hereby validated and confirmed."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 1011

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 1011

Senator McCarthy moved that Senate Bill No. 1011 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1011—An act to add Part 2.5 (commencing at Section 34600) to Division 24 of the Health and Safety Code, relating to community redevelopment and housing.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "34600", and insert "34601".

Amendment No. 2

On page 1, line 1, strike out "34600", and insert "34601".

Amendment No. 3

On page 1, strike out lines 7 to 12, inclusive.

Amendment No. 4

On page 2, strike out lines 15 to 18, inclusive, and insert "34603. Any payment received pursuant to the provisions of this part may be deposited by the governing board of the school district in any fund but the general fund of the district."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Fish and Game

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which was referred:

Assembly Bill No. 892

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 892

Senator Erhart moved that Assembly Bill No. 892 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 892—An act to add Section 2015 to the Fish and Game Code, relating to possession of fish and game.

Bill read second time.

Motion to Amend

Senator Erhart moved the adoption of the following amendment:

Amendment No. 1

On page 1, after line 10, of the printed bill, insert

"This section does not apply to birds, mammals, fish or amphibia in a restaurant or other eating establishment for consumption on the premises which are tagged with a signed statement of the name and address of the person who took them, the date taken, and the total number and kind of birds, mammals, fish or amphibia and a warden is notified of the fact that they will be in the restaurant or other eating establishment when the taker is not present."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 376

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

HOLMDAHL, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 376

Senator Grunsky moved that Senate Bill No. 376 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 376—An act to add Section 10607 to the Health and Safety Code, relating to access of newspapermen to vital statistics records.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 20, 1959, strike out lines 3 to 12, inclusive, and insert

"10607. No fee shall be charged any publisher or editor of, or reporter employed by, a newspaper of general circulation or a news service to inspect, in the course and scope of his position or employment, any certificate of live birth, fetal death, or marriage, or any other certificate required by this division to be filed in the Office of the State Registrar or the office of any local registrar or county recorder, or any index of such certificates."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 910

Assembly Bill No. 1023

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 910

Senator Gibson moved that Assembly Bill No. 910 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 910—An act to amend Section 14640 of the Education Code, and Section 14370 of the Education Code as proposed by Senate Bill No. 2, relating to state teachers' disability annuity.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 14640 of the Education Code, and".

Amendment No. 2

In lines 2 and 3 of the title strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1 strike out lines 1 to 18, inclusive, and on page 2 strike out lines 1 to 25, inclusive, and insert

"SECTION 1. Section 14370 of the Education Code as enacted by the Legislature at its 1959 Regular Session is amended to read:".

Amendment No. 4

On page 3 strike out lines 14 to 19, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 1023

Senator Gibson moved that Assembly Bill No. 1023 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1023—An act to amend Sections 14425, 14521, 14637, 14661, and 14664 of, and to add Sections 14663.2 to, the Education Code, and to amend Sections 14025, 14151, 14363, 14401, and 14405 of, and to add Section 14403.1 to, the Education Code as proposed by Senate Bill No. 2, relating to the State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill strike out lines 1 and 2, and in line 3 strike out "Code, and", and insert "An act".

Amendment No. 2

In line 5 of the title strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1 strike out lines 1 to 9, inclusive, strike out all of page 2, and on page 3 strike out lines 1 to 40, inclusive, and insert

"SECTION 1. Section 14025 of the Education Code as enacted by the Legislature at its 1959 Regular Session is amended to read:".

Amendment No. 4

On page 4, line 3, strike out "8", and insert "2".

Amendment No. 5

On page 4, line 3, strike out "proposed".

Amendment No. 6

On page 4, line 20, strike out "9", and insert "3".

Amendment No. 7

On page 4, line 20, strike out "proposed".

Amendment No. 8

On page 5, line 1, strike out "10", and insert "4".

Amendment No. 9

On page 5, line 1, strike out "proposed".

Amendment No. 10

On page 5, line 13, strike out "11", and insert "5".

Amendment No. 11

On page 5, line 13, strike out "proposed".

Amendment No. 12

On page 5, line 25, strike out "12", and insert "6".

Amendment No. 13

On page 5, line 25, strike out "proposed".

Amendment No. 14

On page 5, strike out lines 39 to 46, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 733

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 733

Senator Thompson moved that Senate Bill No. 733 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 733—An act to amend Section 9575.6 of the Business and Professions Code, relating to the State Board of Dry Cleaners, and making an appropriation, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 2, 1959, strike out "fifty thousand dollars (\$50,000)", and insert "sixty thousand dollars (\$60,000)".

Amendment No. 2

On page 1, line 4, strike out "from the unexpended balance of the ap-", and strike out line 5, and in line 6, strike out "are available and then".

Amendment No. 3

On page 1, lines 11 and 12, strike out "twenty-five thousand dollars (\$25,000)", and insert "thirty thousand dollars (\$30,000)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Labor**

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Chairman of the Committee on Labor, to which was referred: Senate Bill No. 1034

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

MONTGOMERY, Chairman

MOTION TO AMEND SENATE BILL NO. 1034

Senator Hollister moved that Senate Bill No. 1034 be amended and re-referred to Committee on Labor.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1034—An act to add Chapter 9 (commencing at Section 1140) to Part 3, Division 2, of the Labor Code, relating to picketing by labor organizations.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 6 to 11, inclusive, and insert "1140. If any member of a labor organization is engaged in the picketing of the premises of any employer and carries a sign in the course of such picketing, the sign shall have printed on it, in letters of a size suitable for reading, whether the labor dispute is between the labor organization and the employer or between the labor organization and the employees of the employer.

In no case shall the smallest size of any such printing be less than one-half the size in area of the largest printing on such sign."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Labor.

CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Concurrent Resolution No. 44—Relative to amending the Joint Rules of the Senate and Assembly.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Concurrent Resolution No. 44?

Amendment No. 1

On page 1 of the printed measure, after line 15, insert

"When an entire code is repealed as part of a codification or recodification or when an entire title, part, division, chapter or article of a code is repealed, the sections comprising such code, title, part, division, chapter, or article shall not be set forth in the bill or amendment in ~~strikeout~~ type."

The roll was called, and the Senate concurred in Assembly amendment to Senate Concurrent Resolution No. 44 by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slaterry, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Above resolution ordered enrolled.

MOTION TO CONFIRM GOVERNOR'S APPOINTMENTS

Senator Burns moved that the Senate take up at this time for confirmation, the following appointments of the Governor, which were reported from the Committee on Rules on April 14, 1959, appearing on page 1457 of the Senate Journal, recommending its confirmation:

JAMIE H. SMITH, Member, State Athletic Commission, vice Bob Voight;

MRS. EDITH CHAMBERS, Member, Contractors' State License Board, vice H. Earl Parker, term expired;

BART L. CHRISTENSEN, Member State Board of Dry Cleaners, vice self;

NORMAN B. AARONIAN, Member, State Board of Dry Cleaners, vice John Marchi, term expired;

LEONARD DIEDEN, Member, California Law Revision Commission, vice Bert W. Levit, resigned;

EDWARD P. IVORY, Member, State Board of Forestry, vice Wendell T. Robie, resigned;

STURL RAYMOND SHEFF, Member, State Board of Dry Cleaners, vice D. R. Woodward, term expired;

The roll was called, and the appointments by the Governor were confirmed by the following vote:

AYES—Senators Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slaterry, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Appointments Confirmed

Whereupon the President announced that the Senate had confirmed and consented to the appointments of Jamie H. Smith, Mrs. Edith Chambers, Bart L. Christensen, Norman B. Aaronian, Leonard Dieden, Edward P. Ivory, and Sturl Raymond Sheff.

MOTIONS TO RECONSIDER

Assembly Bill No. 257—An act to amend Section 71083 of the Government Code, relating to municipal and justice courts and judges thereof, declaring the urgency thereof, to take effect immediately.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 257 was passed, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 675—An act to amend Sections 2079 and 6019 of the Insurance Code, relating to the Standard form fire insurance policy.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 236—An act to add Section 672.5 to the Vehicle Code and to add Section 27459 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of snow-tread tires on vehicles, declaring the urgency thereof, to go into effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Transportation:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 672.5 to the Vehicle Code and to add".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

In line 3 of the title, strike out the second comma, and strike out all of line 4, and insert a period.

Amendment No. 4

On page 1, line 1, strike out "672.5 is added to the Vehicle Code", and insert "27459 is added to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 5

On page 1, strike out lines 3 through 10, inclusive.

Amendment No. 6

On page 1, line 11, strike out "vehicle is required", and insert "passenger vehicle may be required by the Department of Public Works".

Amendment No. 7

On page 1, line 12, strike out "it is sufficient that the vehicle is" and insert "the department may provide, in the alternative, that the vehicle may be".

Amendment No. 8

On page 1, line 15, after "chains", insert "which is approved by the Department of the California Highway Patrol".

Amendment No. 9

On page 1, strike out lines 17 through 23, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 153—An act to add Section 152 to the Streets and Highways Code, relating to fire protection on freeways.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 479—An act to amend Section 427 of the Streets and Highways Code, relating to Highway Route 127.

Bill read second time.

Motion to Re-refer Senate Bill No. 479

Senator McBride moved that Senate Bill No. 479 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 766—An act to add Section 5254.5 to the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 830—An act to add Article 3 (commencing at Section 26525) to Chapter 3 of Division 12 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to vehicle air and vacuum brakes.

Bill read second time.

Motion to Re-refer Senate Bill No. 830

Senator McBride moved that Senate Bill No. 830 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 851—An act to add Sections 192 and 4015 to the Vehicle Code, as enacted by the Legislature at its 1959 Regular Session, relating to vehicles designed or capable of being used for fire fighting purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 829—An act to amend Section 26453 of the Vehicle Code as enacted at the 1959 Regular Session of the Legislature, relating to the maintenance of vehicle brakes.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 467—An act to amend Sections 1300 and 1320 of the Business and Professions Code, relating to clinical laboratory technology.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 9, of the printed bill, strike out "(i)", and insert (l).

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 513—An act to amend Section 19031 of the Business and Professions Code, relating to the Bureau of Furniture and Bedding Inspection.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 534—An act to amend Section 7049 of, and to add Sections 7026.3 and 7085 to, the Business and Professions Code, relating to contractors.

Bill read second time.

Motion to Re-refer Senate Bill No. 534

Senator McBride moved that Senate Bill No. 534 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 753—An act to add Section 12707.6 to the Business and Professions Code, relating to public weighmasters.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 775—An act to amend Sections 9505, 9512, 9533.5, 9540, 9540.51, 9541, 9542, 9550, and 9580 of, to amend and renumber Section 9505.1 of, and to add Sections 9505.1 and 9546 to, the Business and Professions Code, relating to cleaning, dyeing and pressing.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 49, of the printed bill, after the second "each", insert "fur".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 790—An act to amend Section 2245.5 of the Business and Professions Code, relating to prechiropractic education of applicants for chiropractist's certificates.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 1, of the printed bill, before "Section", insert "SECTION 1."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 949—An act to amend Section 4809 of the Business and Professions Code, relating to veterinary medicine.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 890—An act to amend Section 633 of the Agricultural Code, relating to cultured buttermilk.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 1, after line 13, of the printed bill, insert

"The director of Agriculture may establish the retail selling price for cultured buttermilk in accordance with the provisions of Chapter 16 (commencing at Section 4100), and Chapter 17 (commencing at Section 4200) of Division 6 of this code."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 763—An act to add Section 31116 to the Government Code, relating to county civil service systems.

Bill read second time, and ordered to third reading.

Senate Bill No. 694—An act to amend Section 3358 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to charges for use of school property.

Bill read second time, and ordered to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 615—An act to repeal Section 12511 of, to add Section 12511 to, and to amend Section 12515 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to driver's licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 2, of the printed bill, as amended in Assembly March 2, 1959, after "possession", insert "or otherwise under his control".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1038—An act to amend Sections 643a and 643b of the Penal Code, relating to the protection of blind and partially blind people.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "contract", and insert "contact".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 162—An act to amend Section 335.5 of the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Re-refer Assembly Bill No. 162

Senator McBride moved that Assembly Bill No. 162 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 723—An act to amend Section 35550 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to weight of vehicles.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1030—An act to amend and renumber Section 591 of, and to add Section 739.6 to, the Vehicle Code, and to amend Section 41102 of, and to add Section 41103 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to procedure for violations involving unattended vehicles.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 2

In line 5 of the title, after "vehicles", insert ", declaring the urgency thereof, to go into effect immediately".

Amendment No. 3

On page 3, lines 1 and 2, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 4, after line 24, insert

"Sec. 6. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The enforcement and administration of the provisions of the Vehicle Code by law enforcement agencies is by its very nature a matter concerning the public peace, health and safety. There presently exists no practical procedure whereby certain violations of law involving unattended vehicles, may be prosecuted. This bill provides such a procedure and must go into effect immediately to permit enforcement of the existing law."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1118—An act to amend Section 713 of the Vehicle Code and to amend Section 35704 of, and to add Section 35716 to, the Vehicle Code as proposed by Assembly Bill No. 5, relating to contractors subject to city ordinances decreasing vehicle weight limits.

Bill read second time, and ordered to third reading.

Assembly Bill No. 193—An act to amend Section 7972, and to repeal Section 7972.5 of the Elections Code, relating to election returns.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 194—An act to amend Section 7970 of, and to repeal Sections 7970.5 and 7971.5 of the Elections Code, relating to primary election returns.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 197—An act to amend Sections 2500 and 7920 of the Election Code, relating to city elections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 201—An act to amend Section 1180 of the Military and Veterans Code, relating to law governing election.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 243—An act to amend Sections 3871 and 3925 of the Elections Code, relating to ballot composition.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 293—An act to amend Section 11052 of the Elections Code, relating to recall.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 355—An act to amend Section 1609 of the Elections Code, relating to county initiative.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 383—An act to amend Sections 5621 and 5627 of the Elections Code, relating to challenges of voters.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1327—An act to add Section 1153 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to destruction of returns.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 180—An act to amend Sections 675, 687, 7014, 7131, 7134, 7135, 7607, 7608, 9102, 9850 and 9917 of the Elections Code, relating to tally sheets.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "9102, 9850 and 9917", and insert "and 9102".

Amendment No. 2

On page 3, strike out lines 7 to 19, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 199—An act to amend Section 5781.10 of the Public Resources Code, relating to election of directors of recreation.

Bill read second time, and ordered to third reading.

Assembly Bill No. 200—An act to amend Sections 30291, 30756, 30762, 30763, 30771, and 30815 of the Water Code, relating to elections in county water districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 238—An act to repeal Section 655.5 of the Elections Code, relating to precinct boards.

Bill read second time, and ordered to third reading.

Assembly Bill No. 242—An act to amend Section 14058 of the Health and Safety Code, relating to nomination of fire commissioners.

Bill read second time, and ordered to third reading.

Assembly Bill No. 311—An act to amend Sections 2609 and 2632 of the Elections Code, relating to nominations.

Bill read second time, and ordered to third reading.

Assembly Bill No. 312—An act to amend Sections 2610, 3080 and 3082 of the Elections Code, relating to verification deputies.

Bill read second time, and ordered to third reading.

Assembly Bill No. 356—An act to amend Section 682 of the Elections Code, relating to change in polling place.

Bill read second time, and ordered to third reading.

Assembly Bill No. 687—An act to add Chapter 3 (commencing at Section 17800) to Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 2, between lines 2 and 3, of the printed bill, as amended in Assembly March 24, 1959, insert

"17802. Nothing contained in this chapter shall be construed as requiring the giving of trading stamps with any article when the giving of such stamps with the particular article is specifically prohibited by statute of this State or rule or regulation adopted pursuant thereto."

Amendment No. 2

On page 2, line 3, strike out "17802", and insert "17803".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

Assembly Bill No. 596—An act to amend Section 2935 of the Business and Professions Code, relating to psychologists.

Bill read second time, and ordered to third reading.

Assembly Bill No. 674—An act to add Section 2014 to the Business and Professions Code, relating to chiroprody.

Bill read second time, and ordered to third reading.

Assembly Bill No. 991—An act to amend Section 4168 of the Business and Professions Code, relating to the practice of pharmacy.

Bill read second time, and ordered to third reading.

Assembly Bill No. 992—An act to add Sections 4008.2, 4008.3, and 4008.4 to the Business and Professions Code, relating to pharmacy.

Bill read second time.

Motion to Re-refer Assembly Bill No. 992

Senator McBride moved that Assembly Bill No. 992 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 993—An act to amend Section 4035 of the Business and Professions Code, relating to the practice of pharmacy.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1052—An act to add Section 11018.1 to the Business and Professions Code, relating to subdivisions.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1055—An act to amend Sections 11000 and 11535 of the Business and Professions Code, relating to subdivisions.

Bill read second time, and ordered to third reading.

MOTION TO PLACE BILLS ON CONSENT CALENDAR

Senator Johnson moved that Assembly Bill No. 991 and Assembly Bill No. 993 be placed on the Consent Calendar.

Motion carried.

Senator Richards Presiding

At 3.55 p.m., Senator Richard Richards of the Thirty-eighth Senatorial District, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 565—An act to amend Sections 88, 2400, 5931, 5932, 5970, 7207, 7609, 7799, 7803.1, 7804, 7840, 7841, 7841.5, 7842, 7843, 7844, 7845, 7847, 7848, 8001, 8002, 8003, 8004, 8005, 8008, 8025.5, 8026, 8027, 8131, 8132, 8134, 8136, 8137, 8140, 8501, 8530, 8531, 8602, and 8603 of, to add Sections 7801, 7802, 7849, and 8029.5 to, to repeal and add Article 1 (commencing with Section 7920) and to repeal Article 2 (commencing with Section 7960), of Chapter 7 of Division 9 of, and to repeal Sections 5932.5, 7801, 7801.5, 7802, 7803, 7806, 7807, 8133, and 8135 of, the Elections Code, relating to the canvass of ballots.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Holmdahl, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, and Williams—26.

NOES—Senators Shaw and Stiern—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 792—An act to amend Sections 10851, 10852 and the heading of Article 8 (commencing with Section 10851) of Chapter 1 of Division 9, and to add a new Section 10851 and Section 10853 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to hazing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 437—An act to add Section 35010 to the Government Code, and to amend Section 731a of the Code of Civil Procedure, relating to county zoning for airport purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Stiern, Teale, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 170—An act making an appropriation for the Santa Clara River Flood Control Project, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 170:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 10, 1959

To the Honorable Members of the Senate

Sacramento, California

GENTLEMEN: Senate Bill No. 170, "An act making an appropriation for the Santa Clara River Flood Control Project, declaring the urgency thereof, to take effect immediately," in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 170 as an emergency measure.

Respectfully,

EDMUND G. BROWN, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—29.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 769—An act to amend Section 8205 of the Government Code, relating to notary public.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 107—An act to add Chapter 8 (commencing at Section 25700) to Division 20 of the Health and Safety Code, relating to carbon tetrachloride.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 233—An act to repeal Chapter 4 (commencing at Section 6961) of Part 2, Division 6 of, to amend Section 6991 of, and to add Section 6996 to, the Public Resources Code, relating to state streams, lakes, and lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, and Williams—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 781—An act to amend Sections 81 and 82 of the Agricultural Code, relating to fairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Brown, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 563—An act to add Section 25509 to the Water Code, relating to assessment of land by irrigation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Holmdahl, McAteer,

McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Resolution No. 59

Relating to courses of instruction for truck drivers

WHEREAS, The Senate Interim Committee on Transportation Problems has recently conducted an examination of many commercial vehicle drivers at the time a comprehensive inspection of their vehicles was made; and

WHEREAS, The answers given by these drivers in response to questions relating to the mechanical operation, the driving operation and the laws concerning vehicles, revealed that many drivers had a general lack of knowledge concerning those matters; and

WHEREAS, The need for a training or instruction program to give all drivers the instructional opportunities now being made available by many transportation companies to their own drivers has been definitely indicated by this survey; now, therefore, be it

Resolved by the Senate of the State of California, That the Members of the Senate request the Department of Education to investigate and study the feasibility of establishing a program of instruction in the operation and maintenance of commercial vehicles, the entire cost of which would be paid by the persons receiving the instruction, and to report the findings of the study to the Legislature not later than January 15, 1960; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a copy of this resolution to the Superintendent of Public Instruction.

Resolution read, and unanimously adopted on motion of Senator Collier.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 695—An act to amend Section 15959 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district purchases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 807—An act to amend Section 10270.5 of the Insurance Code, relating to group disability insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 838—An act to amend Section 10202.8 of the Insurance Code, relating to group life insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 806—An act to amend Section 10203.7 of the Insurance Code, relating to group life insurance for agents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 836—An act to amend Section 10203.5 of the Insurance Code, relating to group life insurance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 522—An act to add Section 5785.05 to the Public Resources Code, relating to recreation and park districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 746—An act to add Section 70045.4 to the Government Code, relating to superior court reporters of Trinity County.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 270—An act to amend Section 1632 of the Welfare and Institutions Code, relating to tuberculosis tests.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 335—An act to amend Section 10036 of the Health and Safety Code, relating to vital statistics.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 466—An act to amend Section 868 of the Welfare and Institutions Code, relating to audit of the books and accounts of the probation officer.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1254—An act to amend Section 1053 of the Fish and Game Code, relating to duplicate licenses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 837—An act to amend Sections 16771 and 16772 of the Government Code, relating to state bonds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1255—An act to amend Section 16731 of the Government Code, relating to the registration of state bonds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 495—An act to amend Section 9535 of the Education Code, and amend Section 8801 of the Education Code as proposed by Senate Bill No. 2, relating to county school service fund library services.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 507—An act to amend Section 4902.05 of, and to repeal Section 4902.1 of, the Education Code; and amend Section 3113 of, and to repeal Section 3117 of, the Education Code as proposed by Senate Bill No. 2, relating to the reorganization of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1263—An act to amend Section 5252 of the Financial Code, relating to actions by the Savings and Loan Commissioner on applications filed with him, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 965—An act to amend Section 1592 of the Insurance Code, relating to alien insurers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 654—An act to amend Section 74641 of the Government Code, relating to municipal courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 613—An act to amend Sections 28156 and 28156.1 of the Government Code, relating to compensation for public service in counties of the fifty-sixth class.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 893—An act to amend Section 14736 of the Education Code, and amend Section 14674 of the Education Code as proposed by Senate Bill No. 2, relating to district retirement boards.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 168—An act to amend Section 352 of the Code of Civil Procedure, relating to the statute of limitations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattey, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 566—An act to amend Sections 3632 and 3672 of the Corporations Code, relating to amendments to articles of incorporation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 877—An act to amend Labor Code Section 101, relating to payment of court costs by the Division of Labor Law Enforcement.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 533—An act to amend Section 1225 of the Government Code, relating to the authority of legislators to administer and certify oaths.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 117—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Stiern Presiding

At 5.02 p.m., Senator Walter W. Stiern of the Thirty-fourth Senatorial District, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1221: By Senator Hollister—An act to amend Section 22408 of the Vehicle Code as enacted by the Legislature at the

1959 Regular Session, relating to the speed of motor vehicles towing other vehicles.

Referred to Committee on Transportation.

Senate Bill No. 1222: By Senator Richards—An act to amend Sections 35430 and 35550.1 of the Streets and Highways Code, relating to the Parking District Law of 1951.

Referred to Committee on Local Government.

Senate Bill No. 1223: By Senator Richards—An act to add Section 4284.1 to, and to amend Section 4288 of, the Streets and Highways Code, relating to Street Opening Act of 1903.

Referred to Committee on Local Government.

Senate Bill No. 1224: By Senator Richards—An act to amend Section 2857 of the Streets and Highways Code, relating to the Special Assessment Investigation, Limitation and Majority-Protest Act of 1931.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1225: By Senator Richards—An act to amend Sections 31530.1, 31626, 31629, 31635, 31636, 31640, 31680, 31709, 31730 and 31770.1 of, to add Sections 31568.1, 31594, 31595, and 31634.1 to, to add Chapter 2.1 (commencing at Section 31580) to Part 1, Division 18 of, and to repeal Section 31571 of, the Streets and Highways Code, relating to the Vehicle Parking District Law of 1943.

Referred to Committee on Local Government.

Senate Bill No. 1226: By Senator Collier—An act to add Section 21156 to the Government Code, relating to legislative employment.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1227: By Senator Dilworth—An act to amend Sections 15007, 19577, and 19632 of, and to add Section 19559.5 to, the Education Code as enacted at the 1959 Regular Session, and to amend Section 11544 of the Business and Professions Code, relating to the management and disposition of school district properties.

Referred to Committee on Education.

Senate Bill No. 1228: By Senator Dilworth—An act to amend Sections 14302, 14303, and 14306 of, and to add Section 14309.1 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System and providing for retirement for disability and adjusting disability allowances therein.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1229: By Senator Fisher—An act to amend Section 6535 of the Business and Professions Code, relating to the practice of barbering.

Referred to Committee on Business and Professions.

Senate Bill No. 1230: By Senators Regan, Hollister, McCarthy, Burns, Brown, Berry, Arnold, Short, O'Sullivan, Stiern, Gibson, Johnson, Montgomery, Teale, Farr, McBride, Coombs, Christensen, Dolwig, Cobey, Byrne, Thompson, Donnelly, and Rodda—An act to amend Sections 92.7 and 92.8 of the Agricultural Code, and Sections 19624 and 19626 of the Business and Professions Code, relating to fairs and the Fair and Exposition Fund.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1231: By Senator Slattery—An act to amend Sections 3, 4, 5, 10, 12, 13, 14, 15, 17, 18, 20, and 29 of, and to add Sections 13.1 and 20.1 to, the Lake County Flood Control and Water Conservation District Act (Chapter 1544 of the Statutes of 1951), relating to the Lake County Flood Control and Water Conservation District, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Senate Bill No. 1232: By Senator Fisher—An act to amend Section 16651 of the Government Code, relating to state bonds and bond coupons.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1233: By Senators McAteer and McCarthy—An act to add Sections 5212 and 5295 to the Business and Professions Code, relating to outdoor advertising structures.

Referred to Committee on Business and Professions.

ADJOURNMENT

At 5.05 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 2.30 p.m. Thursday, April 16, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-SIXTH LEGISLATIVE DAY
SEVENTY-FOURTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 16, 1959

The Senate met at 2.30 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

May we ever be mindful, our Father, of the importance of the little things that enter into the making of our lives—"That best portion of a good man's life, the little unremembered deeds of kindness and of love." So then, may we be faithful in little matters, that when great opportunities come we may be able and ready for them.
AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Coombs, on motion of Senator Johnson, due to legislative business.

Senator Collier, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Hugh Griffin, Mrs. Harry Kanuck, Mrs. J. N. Shields, Mrs. H. D. Briggs, Mr. D. C. Carlton, W. L. Graves, Mrs. Graves, Mrs. Landis, Mr. Andre, Mrs. Thomas, Mrs. Bordeau, Mrs. Sinclair, Mrs. Martin, and the following students of Loma Vista Intermediate: Andrew Albright, Richard Anderson, Mickey Bales, Gary Caddow, Cheryl Carter, Bill Collins,

Donald Creller, Virgil Crommie, Karol Derks, Rodney Durlinger, Sherrie Enea, Billie Jo Gilreath, Walter Harwell, Jaunita Huddleston, John Jaskoski, David Johnson, Janet King, Richard Kluga, Patricia Krout, Walter Landes, Faye Lowe, Claudette McCarty, Tony Marquez, Joan Murray, Jean Nichley, Sandra Parrish, Bill Rosendahl, Scotty Stoneker, Andrew Sprague, Vernon Sweatt, Rex Thomas, Frank Thompson, Yvonne van der Groen, Bobby Waterman, Linda Alexander, La Donna Bignoli, Linda Blikeng, Charlotte Briggs, Nancy Buell, Gayle Chambers, Donna Foss, Janice Gedrose, Carol Griffin, Sharon Hidalgo, Linda Long, Julie Perry, Charmian Phipps, Sandra Recktenwald, Anne Shimek, Joanne Slette, Leonda Underwood, Kathy Wirth, Pete Berwick, Tom Conger, Terry Cotcher, Steve Cotham, Richard Cowert, Dennis Dougan, Mike Garrett, Ed Hafey, John Hava, Ed Haseup, Jim Hill, Thom Jones, Jim Kanuck, Allen Kloch, Ray Ludwig, Bob Massey, Don Onstott, Mike Shields, Don Baker, Richard Bordeaux, Patricia Bruce, Charles Chambers, Danny Cox, Charles Dyer, Stephen Ellis, Dennis Elvidge, John Favreau, John Fitch, Grace Furusho, Gretchen Graffort, Ken Hardman, Mary Ann Harris, Donna Hotz, Carolyn Lage, Sylvia Ludricks, Gerrilyn Martin, Donna McKibben, Richard Meader, Mike Morgon, Linda Musser, Colleen Nelson, Mike Ramsay, Carolyn Riddle, Alice Schenewolf, Jack Schock, Lynnette Simms, Danny Sinclair, Joyce Thibodeaux, Michael Tuecy, Jill Tuttle, Gary Voss, Roberta Wertz, and Clarke Williams.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Arthur Jost, Miss Marie Klippenstein, and Miss Elvera Peters, of Reedley.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to James Button of Salinas and Elmira Hawkins of Monterey.

On request of Senators Farr and Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Stephanie Rice of Oakland.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Al Pryon of Red Bluff.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Howard Rose of El Centro.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Helen Tiboni and Mr. Lou Jolley of the Bay area.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Suel Sivertsin of Sacramento.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Emil Block, Dave Casto, W. R. Cooke, Kay Kramer, T. D. Lane, Jay T. McDonough, Charles B. Parbury, and Russell E. Pettit, all of San Jose Chamber of Commerce.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Sheridan Porter of Carpinteria and Alison Reitz of Montecito.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Dimple A. Lusk, Mr. Donald Heiland, and the following students of Salida Union Elementary School: Donald Atkinson, James Beck, Jaritt Beck, Henry Bertolero, Rosetta Bracco, Carol Sue Brasuell, Peggy Buffington, Dean Caldwell, Patsy Carper, Delores Castillo, Leona Caves, Andrea Crane, Travis Cupp, Larry DeBoer, Sharon DeBolt, Raymond Edgecomb, Marlene Enes, Dennis Epperson, Garry Evans, Laura Belle Flory, Shirley Flory, Eugene Fuller, Juanita Gamboa, Francie Gnesa, Donita Goodwin, Linda Humphreys, Evelyn Jones, Terry Kiyoi, Melvin Leandro, Mary Light, Margaret Loeck, Mary Lucas, Dianne Marasovich, Joanne McDonald, Warren McKim, Barbara Mize, Clarence Mize, Janice Mize, Sarah Pacheco, Dwayne Patoni, Roger Phillips, Carol Ann Post, Betty Price, Donna Riley, Jeanne Rombout, Vernoal Shembarger, Margaret Sisk, Jo Ann Smith, Garry Snow, Jerry Snow, Tamara Stone, Wm. Van Buren, Marlene Van Laar, Linda Walters, Toni Williams, Jimmy Wise, and Ruth Wright.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lucas, Mrs. Gravem, Mr. B. McDonald, Mr. H. Sisk, and the following students of Fairfax Central School in Marin County: James Brewer, Eva Brorup, Patric Daniels, Eddy Drake, Doris Foote, Robert Fulton, Alison Giese, Patricia Hansen, Thomas Holsinger, Paula Houser, Curtis Jensen, Alan Judson, Dennis Kemp, Glenna Killgore, Frank Kluetz, Donald Krough, Carole Lee, Wallace Lourdeaux, Claudia McFarland, Virginia Pedersen, Diane Pierce, Phillip Pratt, Wilma Price, Joan Riordan, Georgia Scholine, Jerry Sheets, Carol Staggs, Earlene Staggs, Janice Staggs, Lynda Tovatt, Larry Walker, Ronald Whittemore, Virginia Wolcott, Charles Zimmerman, Raymond Andreotti, Judith Anderson, Gail Ann Barbeau, William George Berry, Ronald Brandon, Richard Brown, Phillip Burns, Mary Ann Coddington, Janice Crowell, Carolyn Della, David Dorman, Michael Drady, Patricia Drady, Kathleen Drady, Larry Fong, Michael Gamas, Lorraine Hall, Judith Hanson, Lance Hanson, James Hedding, Linda Howey, Mark Kelley, Linda MacDonald, David Miller, Nancy Miller, Sandra Monson, Janice Morris, James Noel, Mary Olson, Kathleen Parisi, Carolyn Quierola, Sandra Rapp, Harlen Schoff, Joan Siren, Allen Strong, Richard Testa, James Watson, Claudia Wilcox, Nancie Jo Woodall, Jacqueline Foley, and Carolyn Apostoli.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF NATURAL RESOURCES
DIVISION OF BEACHES AND PARKS
SACRAMENTO, April 13, 1959

Secretary of the Senate
State Capitol, Sacramento

Russian River

DEAR SIR: Attached you will find a report compiled by the staff of the Division of Beaches and Parks, as authorized by Senate Resolution No. 141 of 1957.

The study analyzes the recreation possibilities along the Russian River from Healdsburg to Monte Rio and points out that there are two areas which conceivably might qualify as additions to the State Park System. This report was considered by

the State Park Commission and adopted without recommendation, in view of the fiscal circumstances with which this division is faced at the present time.

Acquisition figures are very preliminary estimates and much additional study should be given to these areas to develop more accurate estimates of land development and operational costs. This information should be available prior to the writing of appropriative legislation, in the event the Legislature wishes to appropriate funds for this purpose.

Sincerely yours,

NEWTON B. DRURY, Chief

Encl.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 153
Assembly Bill No. 208
Assembly Bill No. 490
Assembly Bill No. 683

Assembly Bill No. 718
Assembly Bill No. 966
Assembly Bill No. 1235

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 29

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Joint Resolution No. 29—Relative to the dredging of Redwood City Harbor.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 872

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 872—An act to amend Section 2330 of, and to add Section 2333.6 to, the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 92—An act to amend Section 5081.5 of the Education Code, and Section 19472 of the Education Code as proposed by Senate Bill No. 2, relating to changes in school districts;

Senate Bill No. 117—An act to add Section 426.5 to the Health and Safety Code, relating to air pollution, declaring the urgency thereof, to take effect immediately;

Senate Bill No. 206—An act to add Section 117n to the Code of Civil Procedure, relating to appeals from judgments of small claims courts;

Senate Bill No. 229—An act to amend Section 10508 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to tuition fees for foreign students;

Senate Bill No. 246—An act to amend Section 2137.1 of the Business and Professions Code, relating to persons authorized to practice medicine in state institutions;

Senate Bill No. 281—An act to amend Section 6651 of the Welfare and Institutions Code, relating to state hospitals and institutions;

Senate Bill No. 298—An act to add Section 6920 to the Health and Safety Code, relating to sanitary districts;

Senate Bill No. 310—An act to amend Section 7009 of the Welfare and Institutions Code, relating to liability for payment;

Senate Bill No. 389—An act to amend Section 11496 of the Insurance Code, relating to incorporation of nonprofit hospitals;

Senate Bill No. 812—An act to amend Section 2732.1 of the Business and Professions Code, relating to the practice of nursing;

And reports that the same have been correctly enrolled, and presented to the Governor on the sixteenth day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 236

Senate Bill No. 790

Senate Bill No. 467

Senate Bill No. 890

Senate Bill No. 775

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Labor

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 971

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 13

Senate Bill No. 906

Senate Bill No. 241

Senate Bill No. 999

Senate Bill No. 393

Senate Bill No. 1141

Senate Bill No. 426

Assembly Bill No. 61

Senate Bill No. 427

Assembly Bill No. 258

Senate Bill No. 432

Assembly Bill No. 350

Senate Bill No. 480

Assembly Bill No. 386

Senate Bill No. 533

Assembly Bill No. 389

Senate Bill No. 623

Assembly Bill No. 638

Senate Bill No. 637

Assembly Bill No. 713

Senate Bill No. 741

Assembly Bill No. 714

Senate Bill No. 774

Assembly Bill No. 842

Senate Bill No. 780

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

McBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 617

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

McBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 613

Senate Bill No. 878

Assembly Bill No. 288

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Senate Bill No. 443

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

Committee membership 11; absent 3.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, April 14, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 237

Assembly Bill No. 241

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 628

Senate Bill No. 969

Assembly Bill No. 1160

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Joint Resolution No. 15

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

THOMPSON, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 956

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 271

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7; committee vote: Ayes 4; absent 3.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 948

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 948

Senator Donnelly moved that Assembly Bill No. 948 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 948—An act to amend the heading of Article 10 (commencing at Section 1871), Chapter 2, Division 5 of, to amend and renumber Section 1872, to amend Sections 1871, 1873, 1874, 1878, 1884, to add Section 1872 to, and to repeal Sections 1875, 1877, and 1885 of, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the lapsation and suspension of school districts.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

On page 4, line 9, of the printed bill, as amended in Senate April 8, 1959, strike out "pursuant to this section. The", and insert "if the".

Amendment No. 2

On page 4, line 39, strike out the period and insert a comma, and insert "unless the district has been suspended for a period of less than two years prior to the effective date of this section and the district petitions the board of supervisors with the approval of the county committee on school district organization, and the board of supervisors approves such a petition, not to lapse the district until the two full years of suspension have elapsed."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 936

Senate Bill No. 465

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 936

Senator Murdy moved that Senate Bill No. 936 be amended and re-referred to Committee on Judiciary

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 936—An act to add Section 703 to the Welfare and Institutions Code, relating to authorization of medical, surgical and dental services to minors.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "surgical", insert ", ophthalmic,".

Amendment No. 2

On page 1, line 5, after "surgical", insert ", ophthalmic,".

Amendment No. 3

On page 1, line 7, after "physician", insert "or optometrist".

Amendment No. 4

On page 1, line 8, after "surgical", insert ", ophthalmic,".

Amendment No. 5

On page 1, line 10, after "surgical", insert ", ophthalmic,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 465

Senator Regan moved that Senate Bill No. 465 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 465—An act to add Section 1202b to the Penal Code, relating to youthful offenders.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 6, of the printed bill, after "of", insert "commission of the offense or offenses, or of".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 894

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

RICHARDS, Vice Chairman

MOTION TO AMEND SENATE BILL NO. 894

Senator Williams moved that Senate Bill No. 894 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 894—An act to add Section 104.4 to the Streets and Highways Code, relating to state highways.

Bill read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendments:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, strike out "constituting a lien", and insert "payable by a general assessment".

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 894

Amendment No. 1

On page 1 of the printed bill, after line 13, insert "The amounts paid by the department to a municipal or public corporation or public district shall be used by it solely for the purpose of meeting payments for the bonded or contractual obligations for which the department is required to assume the payment of assessments."

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 515

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 515

Senator Teale moved that Senate Bill No. 515 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 515—An act to add Sections 2020.003, 3084.05, and 4604.5 to, and to repeal Section 4576 of, the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 11, of the printed bill, as amended in Senate March 25, 1959, strike out "3083", and insert "3087".

Amendment No. 2

On page 3, line 12, strike out "3083.3", and insert "3087.3".

Amendment No. 3

On page 4, after line 48, insert

"SEC. 6. This act shall become operative October 1, 1959."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 814

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 814

Senator Regan moved that Senate Bill No. 814 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 814—An act to add Section 1193 to the Code of Civil Procedure, relating to mechanics' liens.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 9, 1959, after "under", insert "direct".

Amendment No. 2

On page 1, line 9, after "given", insert "not later than".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Agriculture**

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Agriculture, to which was referred:

Senate Bill No. 913

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BYRNE, Chairman

MOTION TO AMEND SENATE BILL NO. 913

Senator Cobey moved that Senate Bill No. 913 be amended and re-referred to Committee on Agriculture.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 913—An act to add Section 4280.2 to the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 8 to 12, inclusive, and insert "provision which (1) forbids a producer from applying to become a member or becoming or remaining a member of any bona fide co-operative association organized under the laws of this State or (2) makes application for such membership or such membership itself cause for cancellation of the contract,".

Amendment No. 2

On page 2, after line 5, insert
"The provisions of this section shall not apply, however, if the co-operative association is a marketing organization in competition with the distributor in a marketing area or areas in the processing, bottling, and sale of fluid dairy products to any other distributor, to retail stores, or to consumers."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 102

Senate Bill No. 609

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 102

Senator Gibson moved that Senate Bill No. 102 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 102—An act to add Chapter 3 (commencing at Section 17800) to Part 3 of Division 7 of the Business and Professions Code, relating to trading stamps.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 23, of the printed bill, as amended in Senate April 10, 1959, after "thereto", insert "nor does it include any coupon, ticket, certificate, card, or other similar device, issued or distributed by a manufacturer or packer, which is redeemable either by the manufacturer or packer or his agent, or any independent contractor acting for redemption, for or in connection with the purchase of any specific goods, wares, or merchandise produced by such manufacturer or packer".

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 609

Senator Gibson moved that Senate Bill No. 609 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 609—An act to amend Section 6535.1 of the Business and Professions Code, relating to the practice of barbering.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 12, of the printed bill, as amended in Senate April 1, 1959, strike out "elementary".

Amendment No. 2

On page 1, line 15, strike out "within"; strike out line 16, and in line 17, strike out "the course of instruction is to be completed."

Amendment No. 3

On page 1, line 20, after "Code", insert "if such hearing is requested by the applicant in writing within 30 days after notice of denial".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 910

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 910

Senator Holmdahl moved that Senate Bill No. 910 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 910—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to adjustments for overpayments of public assistance.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 4, of the printed bill, strike out "six", and insert "two".

Amendment No. 2

On page 2, line 5, strike out "disclosure", and insert "payment".

Amendment No. 3

On page 2, line 11, strike out "six", and insert "two".

Amendment No. 4

On page 2, line 12, strike out "disclosure", and insert "overpayment".

Amendment No. 5

On page 2, lines 16 and 17, strike out "shall not", and insert "may".

Amendment No. 6

On page 2, strike out line 18, and insert "for not to exceed a period of six months following the date of disclosure,".

Amendment No. 7

On page 2, line 19, strike out "(c) except", and insert "except a longer reduction period may be permitted".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 287

Senate Bill No. 991

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 287

Senator Rodda moved that Senate Bill No. 287 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 287—An act to amend Section 18851 of the Education Code, and amend Section 16501 of the Education Code as proposed by Senate Bill No. 2, relating to the purchase of school supplies and equipment.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1 and 2 of the title of the printed bill, and in line 3 of the title strike out "Senate Bill No. 2", and insert

"An act to amend Sections 16501, 16503, 16507, and 16508 of the Education Code as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

On page 1, strike out lines 1 to 19, inclusive, and on page 2, strike out lines 1 to 21, inclusive, and insert

"SECTION 1. Section 16501 of the Education Code as enacted by the Legislature at its 1959 Regular Session is amended to read:".

Amendment No. 3

On page 2, line 22, strike out "The", and insert "If the".

Amendment No. 4

On page 2, line 22, strike out "may on or", and insert "determines that school supplies and equipment for elementary schools can be advantageously purchased in quantity, the board shall, on or".

Amendment No. 5

On page 2, line 47, strike out "a standard list of", and insert "any".

Amendment No. 6

On page 2, strike out lines 48 and 49, and on line 50, strike out "plies".

Amendment No. 7

On page 2, line 50, strike out "as".

Amendment No. 8

On page 3, after "quantity", insert ", it shall compile a list of such standard supplies and equipment".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 9

On page 3, strike out lines 8 to 13, inclusive, and insert

"SEC. 2. Section 16503 of said code is amended to read:

16503. *In any county in which the county board of education has compiled a list of standard school supplies and equipment and has established regulations for the purchase of such items, as authorized by Section 16591, the trustees [Trustees] of elementary school districts having an average daily attendance of less than 2,500 during the preceding fiscal year shall purchase [standard school] such supplies and equipment in accordance with the [general] regulations of the county board of education [established pursuant to this code].*

SEC. 3. Section 16507 of said code is amended to read:

16507. *In any county in which the county board of education has compiled a list of standard school supplies and equipment and has established regulations for the purchase of such items, the county superintendent of schools shall, in [In] accordance with the [general] rules and regulations prescribed by the county board of education, [the county superintendent of schools shall] provide for the purchase of all standard school supplies and equipment needed in the elementary districts of his county governed by boards of school trustees and having an average daily attendance of less than 2,500 during the preceding fiscal year.*

SEC. 4. Section 16508 of said code is amended to read:

16508. *In any county in which the county board of education has compiled a list of standard school supplies and equipment and has established regulations for the purchase of such items, [The] the county superintendent of schools, when so requested, shall act as agent for the purchase of supplies for the city and high school districts of his county."*

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 991

Senator Murdy moved that Senate Bill No. 991 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 991—An act to amend Section 61600 of the Government Code, relating to community services districts.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 2, of the printed bill, after the period, insert "All existing zoning and land use regulations shall continue to control, except when expressly superseded by enactments of the district."

Amendment read, and adopted.

Second Set of Amendments to Senate Bill No. 991

Amendment No. 1

On page 1 of the printed bill, strike out line 1, and insert

"SECTION 1. Section 61600 of the Government Code is amended to read:

61600. A district formed under this law may exercise the powers hereinafter granted for such of the following purposes as have been designated in the petition for formation of such district and for such others of the following purposes as the district shall adopt as hereinafter provided:

(a) To supply the inhabitants of the district with water for domestic use, irrigation, sanitation, industrial use, fire protection, and recreation.

(b) The collection, treatment or disposal of sewage, waste and storm water of the district and its inhabitants.

(c) The collection or disposal of garbage or refuse matter.

(d) Protection against fire.

(e) Public recreation by means of parks, playgrounds, swimming pools or recreation buildings.

(f) Street lighting.

(g) Mosquito abatement.

(h) The equipment and maintenance of a police department or other police protection to protect and safeguard life and property.

(i) To acquire sites for, construct, and maintain library buildings, and to co-operate with other governmental agencies for library service.

(j) To zone and regulate land uses within the boundaries of the community services district, pursuant to the provisions of the Planning Law, Title 7 (commencing at Section 6500) of the Government Code.

(k) To prohibit annexation of territory which is within a community services district to any city without obtaining the consent of the landowners involved and the approval of a majority of the board of directors of the community service district."

Amendment No. 2

On page 1, strike out lines 2 to 23, inclusive; and on page 2, strike out lines 1 to 7, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Local Government.

Chief Assistant Secretary Lachlan M. Richards at the Desk

RESOLUTIONS

The following resolution was offered:

By Senator Erhart:

Senate Resolution No. 85

Relative to the observance of Secretaries' Week

WHEREAS, The American secretary is performing important roles in commerce, industry and government, and striving to improve her skills and abilities; and

WHEREAS, The American secretary's aim is for continued education to elevate the standards of secretarial performance by uniting with women who are engaged in the secretarial profession for mutual benefit; and

WHEREAS, The last full week in April is set aside each year by the Secretary of Commerce to honor all American secretaries; now, therefore, be it

Resolved by the Senate of the State of California, That it hereby salutes the week of April 19th to April 25th as Secretaries' Week, and April 22d as Secretaries' Day throughout the State of California and commends it to the attention of business and the secretary alike to pay tribute to the "First Lady of American Business" by honoring all secretaries for their services to the community and to the State; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to the President of the California Division, National Secretaries' Association (International), Miss Dorine George; and to the California Chairman of Secretaries' Week, for the National Secretaries' Association, Mrs. Laura Harrington.

Resolution read, and unanimously adopted on motion of Senator Erhart.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 50: By Senator Williams—Approving an amendment to the charter of the City of Porterville, a municipal corporation in the County of Tulare, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the seventh day of April, 1959.

Request for Unanimous Consent

Senator Williams asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 50, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 50

Senate Concurrent Resolution No. 50—Approving an amendment to the charter of the City of Porterville, a municipal corporation in the County of Tulare, State of California, ratified by the qualified electors of said city at a general municipal election held therein on the seventh day of April, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Berne, Cobey, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Thompson, and Williams—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 51: By Senator Shaw—Approving an amendment to the charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the seventeenth day of March, 1959.

Request for Unanimous Consent

Senator Shaw asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 51, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 51

Senate Concurrent Resolution No. 51—Approving an amendment to the charter of the City of San Bernardino, County of San Bernardino, State of California, voted for and ratified by the qualified electors of said city at an election held therein on the seventeenth day of March, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gilson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Slattery, Thompson, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Bill No. 257—An act to amend Section 71083 of the Government Code, relating to municipal and justice courts and judges thereof, declaring the urgency thereof, to take effect immediately.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Assembly Bill No. 257 was passed, continued to the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 76—An act to add Chapter 6 (commencing at Section 1600) to Division 2 of the Fish and Game Code, relating to the Prado Dam Recreational Area and providing for its acquisition and management and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

Strike out line 4 of the title of the printed bill as amended in Senate April 6, 1959, and insert "management."

Amendment No. 2

On page 3, strike out lines 5 to 11, inclusive.

Amendments read, and adopted.

Second Set of Amendments to Senate Bill No. 76

Amendment No. 1

On page 1, lines 15 and 16, of the printed bill, as amended in Senate April 6, 1959, strike out "fish hatcheries, pheasant hunting (including cooperative hunting agreements),".

Amendment No. 2

On page 2, strike out line 41, and insert "ing and fishing activities within the area. Such hunting areas shall be maintained in as natural a state as possible. The commission is".

Amendment No. 3

On page 2, line 45, strike out "department", and insert "commission".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 453—An act to amend Section 2 of the Fish and Game Code, relating to regulations on fish and game.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 323—An act to repeal Section 65334 of the Government Code, relating to the appointment of area planning commission members.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 397—An act to amend Section 11011 of the Government Code, relating to lands under the jurisdiction of state agencies.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 393—An act to amend and renumber Section 96, as added by Chapter 1471 of the Statutes of 1957, of the Agricultural Code, relating to horse race meetings at state and agricultural district fairs.

Bill read second time.

Motion to Re-refer Senate Bill No. 398

Senator McBride moved that Senate Bill No. 398 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 483—An act to amend Section 16475 of the Government Code, relating to special fund investments, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 488—An act to amend Section 16486 of the Government Code, relating to the sale or transfer of bonds by state agencies.

Bill read second time.

Motion to Re-refer Senate Bill No. 488

Senator McBride moved that Senate Bill No. 488 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 489—An act to add Section 16653 to the Government Code, relating to the redemption of state bonds and bond coupons, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Joint Resolution No. 15—Relative to the assignment of the construction of fleet ballistic missile submarines.

Resolution read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 433—An act to amend Section 20363 of the Government Code, relating to the State Employees' Retirement System.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 1, of the printed bill, after "notice", insert "of eligibility to participate".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 791—An act to amend Chapter 2254 of the Statutes of 1957, relating to an appropriation for the acquisition of state park lands in Napa County.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 4 of the printed bill, strike out lines 8 to 11, inclusive, and insert
 "Parcel No. One: The northeast quarter of the southwest quarter of Section 17, in Township 8 North, Range 6 West, Mt. Diablo Meridian.
 Containing 40 acres of land, more or less.
 Parcel No. Two: The northeast quarter of the northwest quarter of Section 16, in Township 8 North, Range 6 West, Mt. Diablo Meridian.
 Containing 40 acres of land, more or less.
 Parcel No. Three: The southeast quarter of the southeast quarter of Section 18, in Township 8 North, Range 6 West, Mt. Diablo Meridian.
 Containing 40 acres of land, more or less."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 764—An act to amend Sections 31470.6 and 31558.5 of the Government Code, relating to the retirement of county employees.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 852—An act to add Section 2224.5 to the Welfare and Institutions Code, relating to the responsibility of relatives under the Old Age Security Law.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 8, of the printed bill, after "chapter", insert "except as provided in Section 2181.05 of this code".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 863—An act to amend Section 2163.8 of the Welfare and Institutions Code, relating to property qualifications for old age assistance.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 869—An act to add Sections 20014.4, 20017.4 and 21363.4 to the Government Code, relating to the State Employees' Retirement System.

Bill read second time.

Motion to Re-refer Senate Bill No. 869

Senator McBride moved that Senate Bill No. 869 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 714—An act to amend Section 14376 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the employment of retired teachers.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 818—An act to amend Section 17851 of the Education Code as enacted at the 1959 Regular Session, relating to basic state aid for junior college districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 819—An act to amend Section 17667 of the Education Code as enacted at the 1959 Regular Session of the Legislature, relating to high school and junior college foundation programs.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 823—An act to repeal the article heading of Article 3 (commencing at Section 12253), Chapter 6, Division 9 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to compulsory full-time education.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 601—An act to amend Section 1300 of and to add Sections 1300.5 and 1311 to the Insurance Code, relating to reciprocal and interinsurance contracts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 1, line 8, of the printed bill, as amended in Senate April 9, 1959, strike out "class", and insert "classes".

Amendment No. 2

On page 1, line 24, strike out "corporate".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 770—An act to amend Sections 10161, 10163, 10164, 10165, 10489.2 and to add Section 10163.5 to the Insurance Code, relating to insurance mortality tables.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

On page 3, line 30, of the printed bill, strike out "After the effective date of this section," and insert "On or after Jan. 1, 1961,".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 351—An act to repeal Article 4, comprising Sections 1154 to 1164, inclusive, of Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, and to add Article 4, comprising Sections 1154 to 1165, inclusive, to Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, relating to gifts of money and securities to minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate March 2, 1959, between lines 9 and 10, insert

"1154. The repeal of the California Gifts of Securities to Minors Act (Article 4, Chapter 3, Title 4, Part 4, Division 2, Civil Code, added by Chapter 1958, Statutes of 1955) does not affect gifts made in a manner prescribed therein nor the powers, duties and immunities conferred by gifts in such manner upon custodians and persons dealing with custodians. Notwithstanding its repeal, the provisions of that act, rather than this article, shall be applicable to gifts made pursuant to that act prior to the effective date of this article. This article applies to gifts made, on or after its effective date, pursuant to its provisions."

Amendment No. 2

On page 1, line 10, strike out "1154", and insert "1155".

Amendment No. 3

On page 3, line 8, strike out "1155", and insert "1156".

Amendment No. 4

On page 4, line 8, strike out "1156", and insert "1157".

Amendment No. 5

On page 4, line 20, strike out "1157", and insert "1158".

Amendment No. 6

On page 5, line 37, strike out "1158", and insert "1159".

Amendment No. 7

On page 5, line 38, after "expenses", insert ", including reasonable fees for his attorney,".

Amendment No. 8

On page 6, line 6, strike out "1159", and insert "1160".

Amendment No. 9

On page 6, line 21, strike out "1160", and insert "1161".

Amendment No. 10

On page 7, line 13, strike out "1161", and insert "1162".

Amendment No. 11

On page 7, line 27, strike out "1162", and insert "1163".

Amendment No. 12

On page 7, line 32, strike out "1163", and insert "1164".

Amendment No. 13

On page 7, line 34, strike out "1164", and insert "1165".

Amendment No. 14

On page 7, strike out lines 40 to 49, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 354—An act to repeal Section 2 of Chapter 1820 of the Statutes of 1955 and to repeal and add Article 7 (commencing with Section 12580) to Chapter 6 of Part 2 of Division 3 of Title 2 of the Government Code, relating to state supervision and enforcement of certain charitable trusts and similar relationships, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 354

Senator McBride moved that Senate Bill No. 354 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 897—An act to amend Section 771 of the Insurance Code, relating to insurance in connection with sales and loans.

Bill read second time.

Motion to Re-refer Senate Bill No. 897

Senator McBride moved that Senate Bill No. 897 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 887—An act to add an article heading and to add Article 2 (commencing with Section 25580), to Chapter 6 of Part 2, Division 2, Title 3 of the Government Code, relating to parks and recreation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 2, line 2, of the printed bill, after "article", insert "or use the land for other county purposes".

Amendment No. 2

On page 2, line 12, after "land", insert "or the use of the land for other county purposes".

Amendment No. 3

On page 2, line 51, before the period, insert "or used for other county purposes".

Amendment No. 4

On page 3, line 1, after "sale", insert "or other county use".

Amendment No. 5

On page 3, line 4, after "sale", insert "or other county use".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 835—An act to add Section 4746.1 to the Health and Safety Code, relating to certificates of indebtedness of a county sanitation district.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1 of the printed bill, strike out lines 1 to 17, inclusive, and insert "4746.1. A district may incur indebtedness by the issuance of negotiable promissory notes pursuant to this section, without an election, for any purpose for which the district is authorized to expend funds. The notes shall be general obligations of the district payable in the same manner as bonds of the district, shall mature not later than five years from the date thereof, and shall bear interest at a rate not to exceed 5 percent per annum, payable as provided therein. The aggregate amount of the notes outstanding at any one time shall not exceed an amount equal to seven cents (\$.07) on each one hundred dollars (\$100) of the assessed valuation of the taxable real property within the district as shown on the last equalized assessment roll of the county. If such assessed valuation is not obtainable, the county auditor's

estimate of the assessed valuation of the taxable real property within the district for the fiscal year in which the indebtedness is to be incurred shall be used.

All such notes shall be issued after the adoption of a resolution by a three fifths' vote of the district board setting for the following:

(a) The necessity for such borrowing.

(b) The assessed valuation of the taxable real property within the district, or the auditor's estimate thereof.

(c) The amount of funds to be borrowed.

(d) The date, maturity, denomination, and form of such notes.

The notes shall be signed by the chairman of the district board and countersigned by the auditor of the district and the seal of the district board shall be affixed.

The district board shall cause the board of supervisors to levy and collect taxes to pay the interest on and the principal of the notes as the same comes due and, if the maturity of the notes begins more than one year after the date thereof, to constitute a sinking fund for the payment of the principal thereof at maturity.

Before selling such notes, the district board shall give notice inviting sealed bids in such manner as the board may prescribe. If satisfactory bids are received, the notes offered for sale shall be awarded to the highest responsible bidder. If no bids are received, or if the district board determines that the bids received are not satisfactory as to price or responsibility of the bidders, the district board may reject all bids received, if any, and either readvertise or sell the notes at private sale."

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Local Government.

Senate Bill No. 627—An act to amend Section 8950 of the Health and Safety Code, relating to public cemetery districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 795—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 973—An act to repeal Section 4786.5 of, and to add Section 4786.5 to, the Health and Safety Code, relating to county sanitation districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 711—An act to amend Sections 2181, 3088, and 3474 of, and to add Section 4189.5 to, the Welfare and Institutions Code, relating to relatives' responsibility requirements.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 587—An act to amend Sections 11270, 11272, and 11413 of the Government Code, relating to administrative costs of state agencies.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 15, of the printed bill, strike out the period and insert " : provided, however, that as to the proceeds of those taxes mentioned in Article XXVI of the California Constitution, the State Board of Control shall assess only those administrative costs specifically ascertained as being necessarily incurred in connection with, and directly traceable to, highway purposes as set forth in said article."

Amendment read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1032—An act to amend Section 3276 of the Fish and Game Code, relating to fish and game.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 763—An act to amend Sections 8151 and 8780 of the Fish and Game Code, relating to bait nets.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, lines 15 and 16, of the printed bill, as amended in Assembly March 19, 1959, strike out "sardine season", and insert "the season specified in Section 8151".

Amendment No. 2

On page 1, line 16, after "taken", insert "or possessed".

Amendment No. 3

On page 2, line 1, strike out "19A".

Amendment No. 4

On page 2, line 3, after "(b)", insert "In District 19A between October 1st and December 31st.
(c)".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 883—An act to amend Sections 57, 70, 331, 332, 8031, 4006, 4332, 4751, and 7149 of the Fish and Game Code, relating to fish and game.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2, lines 32 and 33, of the printed bill, as amended in Assembly March 16, 1959, strike out "Sections 800 or", and insert "Section".

Amendment No. 2

On page 2, lines 36 and 37, strike out "resident of this State", and insert "individual".

Amendment No. 3

On page 2, line 37, strike out "and to any", and strike out lines 38 and 39, and insert a period.

Amendment No. 4

On page 3, line 2, strike out "resident of this State", and insert "person".

Amendment No. 5

On page 3, strike out lines 7 to 11, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2 of the printed bill, strike out lines 6, 7, and 8, and insert "make and file with said board of supervisors an estimate of the cost of preparing a co-ordinated plan for public fishing in said body of water and other recreational uses in the surrounding land area. Said board of supervisors thereupon may deposit with the governmental agency owning said body of water the amount of such estimate not exceeding two thousand five hundred dollars (\$2,500), and the governmental agency owning said body of water thereupon shall proceed promptly with and complete such co-ordinated plan. In event the cost of preparing such plan shall be less than the amount deposited by said board of supervisors, the excess shall be repaid by the governmental agency owning the body of water to the board of supervisors which made such deposit. Such plan may provide for".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 832—An act to amend Sections 14740.4, 14740.5, and 14740.6 of the Education Code, and Sections 14683, 14684, and 14685 of the Education Code as proposed by Senate Bill No. 2, relating to school district retirement systems.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1394—An act to amend Section 4500 of the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time, and ordered to third reading.

Assembly Bill No. 454—An act to amend Sections 6914, 6915, and 6916 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to advance apportionment of state aid to school districts.

Bill read second time.

Motion to Re-refer Assembly Bill No. 454

Senator McBride moved that Assembly Bill No. 454 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 914—An act to amend Sections 7231, 7232, 7235, 7236, and 7239 of, and to add Sections 7231.1 and 7240 to, the Education Code, and to amend Sections 20201, 20202, 20205, 20206, and 20209 of, and to add Sections 20201.1 and 20210 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to junior college tuition, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Assembly Bill No. 914

Senator McBride moved that Assembly Bill No. 914 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 917—An act to amend Section 9601.2 of the Education Code, and Section 6806 of the Education Code as proposed by Senate Bill No. 2, relating to contracts for education of physically handicapped minors.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 16, of the printed bill, as amended in Assembly March 11, 1959, after "Code", insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 955—An act to amend Sections 13404 and 13405 of the Education Code, and to amend Sections 13364 and 13365 of the Education Code as proposed by Senate Bill No. 2, relating to teachers' institutes.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1178—An act to add Article 8 (commencing at Section 10251) to Chapter 4 of Division 8 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the disposal of old high school textbooks.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1178

Senator McBride moved that Assembly Bill No. 1178 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 373—An act to repeal Section 13041 of the Education Code and Section 13285 of the Education Code as proposed by Senate Bill No. 2, relating to teachers of beginners.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1644—An act to amend Section 5504 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to qualifications of teachers conducting high school courses in the elementary schools.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1647—An act to amend Section 5403 of, and to repeal Section 5404 of, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to postgraduate courses of study in elementary schools.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1648—An act to amend Section 6904 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the education of mentally retarded minors.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1650—An act to amend Section 5611 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to tuition payments for interdistrict attendance of school pupils.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 341—An act to add Section 851.5 to the Penal Code, relating to telephone calls by arrested persons.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1, line 4, of the printed bill, as amended in Senate April 1, 1959, after "expense," insert "in the presence of a public officer or employee."

Amendment read, and adopted.

Second Set of Amendments to Assembly Bill No. 341

Amendment No. 1

On page 1, line 7, of the printed bill, as amended in Assembly April 1, 1959, after "relative", insert "; provided, that if such arrested person has been arrested for a felony, and if reasonable cause exists to believe that to permit such telephone calls would result in the immediate destruction of evidence pertaining to the offense for which he was arrested or the escape from apprehension of accomplices or co-conspirators of such arrested person, he may be prohibited from using the telephone until six hours have elapsed from the time he is booked or until such evidence is seized or such accomplices or co-conspirators are arrested, whichever occurs first."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1434—An act to amend Sections 541.1, 585, 1405, and 1513 of the Probate Code and to add Section 6408.5 to the Financial Code, relating to deposits and investments by executors, administrators, guardians and other fiduciaries.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 579—An act to add Article 2.1 (commencing at Section 10130) to Chapter 3, Division 9 of and to add Section 10607 to the Health and Safety Code, relating to publication of lists of live births.

Bill read third time.

The roll was called, and the bill refused passage by the following vote:

AYES—Senators Burns, Johnson, Montgomery, Shaw, and Stiern—5.

NOES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattey, Teale, and Williams—29.

Senate Bill No. 595—An act to amend Section 15525 of the Corporations Code, relating to limited partnerships.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Byrne, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 899—An act to amend Section 13444 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to dismissal of school district employees.

Motion to Retain Place on File

Senator Fisher moved that Senate Bill No. 899 be passed on file and retain its place.

Motion carried.

Senate Bill No. 657—An act to amend Section 1086 of the Water Code, relating to the State Water Rights Board power to subpoena witnesses.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Christensen, Cobey, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 728—An act to add Section 11689 to the Health and Safety Code, relating to evidence in criminal actions and proceedings involving narcotic laws.

Motion to Retain Place on File

Senator Grunsky moved that Senate Bill No. 728 be passed on file and retain its place on file until Monday, April 20, 1959.

Motion carried.

Senate Bill No. 943—An act to amend Section 3212 of the Labor Code, relating to workmen's compensation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Christensen, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, and Thompson—26.

NOES—Senator Murdy—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 864—An act to amend Section 8991 of the Revenue and Taxation Code, relating to liens under the use fuel tax.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAtcer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slatery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 886—An act to amend Section 24404 of the Revenue and Taxation Code, relating to the deductions of farmers co-operatives for bank and corporation tax purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Christensen, Cobey, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAtcer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slatery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 236—An act to add Section 27459 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the use of snowtread tires on vehicles.

Motion to Re-refer Senate Bill No. 236

Senator McBride moved that Senate Bill No. 236 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 890—An act to amend Section 633 of the Agricultural Code, relating to cultured buttermilk.

Motion to Re-refer Senate Bill No. 890

Senator McBride moved that Senate Bill No. 890 be re-referred to Committee on Finance.

Motion carried.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time:

Senate Bill No. 1234: By Senators Erhart and Thompson—An act to add Section 2266 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to salary increases for the California Highway Patrol.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1235: By Senators Erhart and Thompson—An act to add Section 2265 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to the replacement of California Highway Patrol employees' uniforms.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1236: By Senator Thompson—An act to amend Section 70055.1 of the Government Code, relating to filing fees in the superior court.

Referred to Committee on Judiciary.

Senate Bill No. 1237: By Senator Gibson—An act to amend Section 2653 of the Business and Professions Code, relating to the Physical Therapy Examining Committee.

Referred to Committee on Business and Professions.

Senate Bill No. 1238: By Senator Gibson—An act to add Section 200 to, and to repeal Section 200 of, the Business and Professions Code, relating to the Department of Professional and Vocational Standards.

Referred to Committee on Business and Professions.

Senate Bill No. 1239: By Senator Gibson—An act to add Section 2671.5 to the Business and Professions Code, relating to the Physical Therapy Examining Committee.

Referred to Committee on Business and Professions.

Senate Bill No. 1240: By Senator Holmdahl—An act to add Section 5005.7 to the Elections Code, relating to ballot measures.

Referred to Committee on Elections.

Senate Bill No. 1241: By Senator Holmdahl—An act to amend Section 10270.6 of the Insurance Code, relating to group disability insurance.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1242: By Senator Farr—An act to amend Section 75104.4 of the Government Code, relating to the Judges' Retirement System.

Referred to Committee on Governmental Efficiency.

RESOLUTIONS

The following resolution was offered:

By Senator Beard:

Senate Resolution No. 86

Relating to the retirement of Lewis Mitchell.

Resolution read and ordered to third reading file.

ADJOURNMENT

At 3.49 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11 a.m., Friday, April 17, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-SEVENTH LEGISLATIVE DAY

SEVENTY-FIFTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, April 17, 1959

The Senate met at 11 a.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, in suffering Thou hast made us one. We bring our prayers today for a mighty man of valor, sorely wounded in the performance of his duties, John Foster Dulles, a great Christian and a great American. Our hearts go out to him in the affliction that caused him to give up his work as our Secretary of State, a task to which he brought the "last full measure of devotion." In the words of Saint Paul, he has fought a good fight, he has finished the course, he has kept the faith. God bless him in this memory, along with the appreciation and affection of a great Nation; through Jesus Christ our Lord. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Dolwig, on motion of Senator Grunsky, due to legislative business.

Senator McAteer, on motion of Senator Grunsky, due to legislative business.

Senator Fisher, on motion of Senator Farr, due to legislative business.

Senator McCarthy, on motion of Senator Burns, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Beverly Holmdahl, wife of Senator Holmdahl.

On request of Senator Collier, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Chas. Pius, Fred L. Wulff of Oakland, and Ernest Gome of San Francisco.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Carolyn Barker and Miss Mary Paddock, sponsors of the Future Business Leaders of America of Baldwin Park High School, and the following members who are attending the organization's state convention: Carol Whiting, Becky Lewis, Betty White, Marcia Stambaugh, Jackie Bridges, Lynda Phillips, Maria Camacho, Barbara Carney, Irene Minger, Sharon Nelson, Jackie Green, and Norma Sonnichsen.

On request of Senators Williams and Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Tillie Bodmer, Mrs. J. A. Killebrew, Mrs. Grady Robinson, Mrs. Richard P. Johnson, Mr. and Mrs. A. C. Cardoza, Jr., Mr. and Mrs. Everett Stuhann, Mrs. Susan Parks, Mr. and Mrs. Leon Sarquis, Mrs. Emile La Salle, Mr. James N. Parks, principal, Mr. Billy Matta, bus driver, and the following members of Delta View Joint Union Elementary School: Eileen Alves, Gerald Bettencourt, Nancy Cardoza, Amelia Costa, Glenn Giacomazzi, Lynne Johnson, James Killebrew, Michael La Salle, Stephen Lewis, Alta McDonald, Sharon Pettigrew, Amelia Quesada, Ivan Williams, Charlotte Cole, Laura Ransdell, Lynn Robinson, Carolyn Wilson, and Jerry Sarquis.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ralph W. Herbert, teacher, Mrs. D. Manzer, Mrs. Swanson, Mrs. Arens, Mrs. Retting, Mrs. Taylor, Mrs. Cochran, Mrs. Ubsdell, Mr. Coyle, Mrs. Utter, Mrs. Dickinson, Mrs. Burke, Mr. Parry, and the following members of Oak Grove School in Concord: Jack Baldassari, James Cowie, David Duart, Eddie Goodhue, Patrick Haley, George Hatherill, Mike Johnson, David Judd, Dick Laub, Charles Manzer, Mark Miller, Neal Oshiro, Kerry Patterson, Vergil Pebley, Donald Phillips, Barney Simonson, Roger Walker, Jerold Woodhead, Gene Rizzo, Jerrilyn Adams, Darlene Barton, Carrol Forrest, Jane Catto, Linda Henderson, Diana Henry, Drew Humphries, Joanne Legge, Darlene Pitkin, Nancy Powers, Judith Sly, Lynda Van Nuys, Mary Costello, Patricia Walker, Dale Anderson, Jim Arens, Jernell Bither, Norris Dahl, Larry Glessman, Richard Godin, David Hammori, Michael Philips, Gordon Shepherd, Frank Sterling, Danny Smith, Lloyd Wiggins, Ronald Williams, Art Lopez, Bill Clements, Ken Anderson, Donna Archibald, Jeanette Clark, Frances Courter, Catherine Davis, Daphne Keating, Pamela Morris, Michelle Moore, Maureen Rettig, Jeryllyn Taylor, Janice Tuttle, Susan Winegar, Ronnie Teres Hollander, Linda Emmerick, Sandra Lombardo, Sharon Armstrong, Mac Bales, Bonnie Barnes, Callie Bither, Elaine Bose, Roberta Boynton, Kaye Cochran,

Les Cowie, Connie Davis, John Dundas, Eddie Edwards, Mike Edwards, James Elwell, Cathy Finnegan, Greg Foley, Karren Jensen, Robert Kohler, Ray Lackey, Kathy Layton, Larry Lindenauer, Ron Lindgren, Ron Marks, Cynthia May, Eileen Miller, Sue Miller, Doug Nelson, Linda Pebley, Judy Ralph, Sandra Ricardi, Bill Rutherford, Mary Smith, Dan Tuttle, Sharon Ubstell, Judy Bisso, Joyce Blackly, Lois Boots, Doug Bothum, Sharron Burke, Colleen Conley, Frank Day, Sharon Dickinson, Connie Ekstrom, Craig Hager, Jessica Holl, Dene Hopkins, Preston Keeler, Dona Lim, Maureen Lynch, Mike McGowan, Carol McMillen, Vicki Petty, Ron Quick, Joe Richardson, Eileen Sidebottom, Edna Smith, Mark Splain, Paul Stremel, Paul Turner, Cynthia Utter, Ken Virgin, Mike Watts, and Jack Wilson.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Levern Robinson, teacher, Mr. Steven Marusich, administrator, Mrs. Mary Riley, Mrs. Opal Sturges, Mrs. Corrie Rowan, and the following students of Elbow Creek Elementary School: Donald Armstrong, Tommy Arnold, Richard Bostard, Donald Dias, Norman Keeton, Tommy McFarland, Dickie Mueller, David Stoops, Richard Stubblefield, Buddy Weber, Jerry Whitfield, Jerry Davis, Mike Murphy, Lorna Andrada, Victoria Ballew, Sandra Biggs, Ruth Gallo, Nancy Huff, Phyllis Kirksey, Fleeta Lee, Sylvia Riley, Anita Rowan, Nina Sturges, Charlotte Metcalf, Carol Sue Rowland, Betty Hernandez, Sue Miller, and Charlotte Miles.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the Associated Police Communications Officers' Wives: Mrs. James B. Littlejohn of Sacramento, Mrs. Bernard T. Olson of San Carlos, Mrs. Orval Wood of Visalia, Mrs. Wm. B. Cleves of Glendale, Mrs. Mark Young of Parkway, Mrs. E. Kenneth Taylor of Los Angeles, Mrs. Max Elliot of Santa Ana, Mrs. Jeff Montgomery of Montclair, Mrs. Robert E. Brooking of Burbank, Mrs. H. C. Pittard of Santa Rosa, Mrs. John Maybee, Mrs. Art McDole of Salinas, Mrs. Martin Landers of Napa, Mrs. Thomas Bayley of Suisun, Mrs. Mansfield Lewis of San Rafael, and Mrs. Edward Comber of San Francisco.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ella Von Allmen, sponsor, and the following senior members of Camarillo Future Business Leaders of America: Barbara Hatt, Betty Nobel, Arlene Sinclair, Billie Lambert, Coni Reynolds, C. Crum, Pamella Mori, Sherian Foote, Joyce Greenburg, Judy Williams, Jill Cooley, Elizabeth Bannister, Ruth Taylor, Bernice Hill, Alice Frost, Linda Dean, Peggy Smith, Mrs. Margaret Nobel, Mrs. W. H. Lambert, and Mrs. Norman Frost.

On request of Senators Burns and McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following pupils of Richardson Bay School, Sausalito: Max Beagarie, Paul Deutsch, Arthur Foster, George Gartung, James Goettl, Fred Harris, John Holloway, Daniel Kelley, Henry Knauber, Roddy Pinto, Frank Shippey, Dale Solberg, Dalman Smith, Geoffrey Van Lienden, Linda Bailey, Louise Conn, Anne Fugina, Patricia Graham, Randi Halling, Joanne Johnson, Sally King, Carol Martinoni, Mary

Beth May, Juanita Mays, Patricia Ramsey, Christine Saxton, Pauline Simpson, Lenore Strittmatter, Bernadine Westmore, Sandra Willmsen, Sandy Zimmer, Lisa Neisingh, Pamela Windsor, Kathryn Walker, James Durbin, Mark Warnick, Gloria Grinner, Barbara White, and Sharon Esparza.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Hawkins, Mr. and Mrs. Apkarian, Mr. and Mrs. Bradney, Mr. Scheuler, Mrs. Vasilovich, Mrs. Friesen, and Miss Jane Folkers, adults; and the following eighth grade students of the Alta Union Elementary School of Reedley: Mary Acuna, Joyce Albrecht, George Armenta, Doris Bartel, Loyal Bartel, Ray Curtis, Edward Downs, Bertha Figueroa, Eddie Figueroa, Donna Frazier, James Frazier, Irene Frazier, Joe Garcia, Wythe Hayes, Nanette Hazel, Alan Kiyomoto, Irene Lopez, Harold Maggard, Jerry Maple, Patricia Navarro, Carl Patton, Connie Puder, Delores Regier, Richard Shelton, and Danna Surabian.

RECESS

At 11.10 a.m., on motion of Senator Coombs, the Senate recessed for the purpose of introducing the Pacific Union College a cappella choir.

INTRODUCTION OF DIRECTOR AND CHOIR MEMBERS

Senator Coombs introduced Mr. George W. Greer, director, and the following choir members: *First soprano*—Jeanne Brown, Glendale; Nancy Burns, Sanitarium; Diana Chalmers, Burbank; Barbara Horst, Bakersfield; Pat Howlett, Watsonville; Elsie Olsen, Maitland, Fla.; Carolyn Smith, Bakersfield; *second soprano*—Diane Chapin, San Leandro; Marilyn Chepault, Sanitarium; Midge Halvarsen, Reno, Nev.; Linda Klingbeil, Glendale; Eleanor Knipple, Placerville; Irene Knorr, Napa; Janet Richards, Los Angeles; Shandra Sherrill, Oakland; *first alto*—Jeannette Beasley, Orlando, Fla.; Thorenda Dean, San Pablo; Virginia Hodson, Angwin; Muffy Lindgren, Sebastopol; Jocelyn Montrose, Glendale; Connie Palmer, Fortuna; Joy Townsend, Angwin; Martha Utt, Angwin; *second alto*—Doris Benjamin, Loma Linda; Marlene Conley, Hanford; Louise Howlett, Watsonville; Jeanene Klinger, Angwin; Judy Lausten, Loma Linda; Charlotte Orr, Merced; Marilyn Stone, Ukiah; Elizabeth Thomann, Angwin; *first tenor*—Jack Bowyer, Tracy; Don Driver, Upper Lake; Don Graham, Angwin; Ralph LaFave, Angwin; Samuel Ojeda, Camarillo; *second tenor*—Orville Babylon, Alhambra, Wash.; Ted Dawson, Loma Linda; Philip Early, St. Helena; Vernon Ende, St. Helena; Charles Hanley, Amboy, Wash.; Charles McConnell, Watsonville; Douglas O'Neil, Canyon; Gary Soderstrom, Turlock; Dan Venegas, Angwin; *first bass*—Walter Anderson, Los Altos; Larry Britt, Angwin; Fred Clayton, Angwin; Clinton Conley, Hanford; Bob Dennis, Turlock; Samuel Lam, Honolulu, T. H.; Bruce O'Neil, Canyon; Donald Thomann, Angwin; *second bass*—Richard Adams, Napa; Serge Borisovich, Berkeley; Morgan Boyce, Fresno; Charles Clayton, Angwin; LeRoy Jones, Santa Maria; Otto Rosado, Daly City; Don Thomann, Angwin; Ed Walter, Angwin; Joe Wheeler, Washington, D. C.; and Samuel Lam, *organist*.

The choir entertained the Senate with two selections, "Go, Heralds of Salvation," and "He Is Coming Soon."

REASSEMBLED

At 11.16 a.m., the Senate reconvened.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.
Chief Assistant Secretary Lachlan M. Richards at the desk.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 16, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

EMMET DALY, a resident of San Francisco, an attorney; experienced in problems involving youth; served as agent in the Federal Bureau of Investigation for five years, and is a former member of the Attorney General's Citizen's Advisory Committee on Crime Prevention. He has been a member, Youth Authority Board, since January 12, 1959;

Member, Youth Authority Board, vice self, term expired, for the term prescribed by law, ending March 13, 1963.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 16, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

MRS. HELEN PEDOTTI, a resident of Gaviota; formerly member of the executive committee, Federated Protestant Welfare Agencies of New York City, and also trustee, Riverdale Childrens Association of New York City; a member of the National Probation and Parole Association and Mental Hygiene Society;

Member, Board of Trustees, Atascadero State Hospital, vice Ralph G. Hagle, term expired, for the term prescribed by law, ending four years from the date of confirmation.

REV. OTTO KIEVER, a resident of San Luis Obispo, is Minister of the First Baptist Church; has served pastorates in California since his ordination in 1937. He is a member of the Ministers Council of the American Baptist Convention;

Member, Board of Trustees, Atascadero State Hospital, vice Rev. Albert J. Knoll, term expired, for the term prescribed by law, ending four years from the date of confirmation.

DR. JAMES BARRY SMITH, a resident of San Luis Obispo for 13 years; has served as member of the city council, and is past president of the San Luis Obispo County Medical Society. He served in the United States Navy Medical Corps, as a lieutenant commander;

Member, Board of Trustees, Atascadero State Hospital, vice Louis Marre, term expired, for the term prescribed by law, ending four years from the date of confirmation.

REV. MSGR. MICHAEL SULLIVAN, a resident of San Juan Bautista, is pastor at Old Mission, San Juan Bautista; he is one of the original appointees to the Board of Trustees, Atascadero State Hospital, serving since April 30, 1954;

Member, Board of Trustees, Atascadero State Hospital, vice self, term expired, for the term prescribed by law, ending four years from the date of confirmation.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE

SACRAMENTO, April 16, 1959

To the Honorable Members of the Senate

GREETINGS: I am returning herewith, without my signature, Senate Bill No. 327, entitled: "An act to add Section 1597 to the Education Code and Section 10810 to the Education Code, as proposed by Senate Bill No. 2, relating to education."

This bill adds Section 1597 to the present Education Code (Section 10810 of the new code) to permit a California school district to contract with the school district of an adjoining state to have its pupils educated by the district of the other state. Specifically, it will enable San Pasqual Unified School District in Imperial County to have its high school pupils educated by a Yuma, Arizona, school district.

I am informed by the author of the bill that, in the future, no new students will be sent to Yuma, and that the San Pasqual Unified School District will henceforth educate all high school pupils in its own district.

There being no need for the legislation, and at the request of the author, I am returning the bill without my signature.

Respectfully submitted,

EDMUND G. BROWN, Governor

Senate Bill No. 327 ordered to the unfinished business file.

RECESS

At 11.30 a.m., on motion of Senator Rodda, the Senate recessed for the purpose of introducing Mrs. Eileen Dismuke, Grand President of the Native Daughters of the Golden West.

APPOINTMENT OF SPECIAL COMMITTEE

The President appointed Senators Hollister and Rodda as a Special Committee to escort Mrs. Dismuke to the rostrum.

INTRODUCTION OF MRS. DISMUKE

Senator Hollister introduced Mrs. Dismuke to the Senate. Mrs. Dismuke addressed the Senate briefly and stated what an honor it is to be President of the Native Daughters. Mrs. Dismuke went on to tell some of the history of the organization and its activities.

REASSEMBLED

At 11.35 a.m., the Senate reconvened.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Chief Assistant Secretary Lachlan M. Richards at the desk.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 44—Relative to amending the Joint Rules of the Senate and Assembly;

And reports that the same has been correctly enrolled, and presented to the Secretary of State on the sixteenth day of April, 1959, at 4 p.m.

BURNS, Chairman

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 323
Senate Bill No. 354
Senate Bill No. 453
Senate Bill No. 483
Senate Bill No. 489
Senate Bill No. 627
Senate Bill No. 711
Senate Bill No. 714

Senate Bill No. 764
Senate Bill No. 795
Senate Bill No. 818
Senate Bill No. 819
Senate Bill No. 823
Senate Bill No. 863
Senate Bill No. 973
Senate Joint Resolution No. 15

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 351
Senate Bill No. 433
Senate Bill No. 601
Senate Bill No. 770

Senate Bill No. 791
Senate Bill No. 852
Senate Bill No. 887

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Military and Veterans Affairs

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 900

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FARR, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 799

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FARR, Chairman

Above reported bill ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:

Assembly Bill No. 1192

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

BERRY, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Assembly Joint Resolution No. 29

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

TEALE, Chairman

Request for Unanimous Consent

Senator Grunsky asked for, and was granted, unanimous consent to take up Assembly Joint Resolution No. 29, at this time, for consideration.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 29

Assembly Joint Resolution No. 29—Relative to the dredging of Redwood City Harbor.

Resolution read, and presented by Senator Grunsky.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Gibson, Grunsky, Holodahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams 33.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 981

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 981

Senator Hollister moved that Senate Bill No. 981 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 981—An act to amend Sections 8938, 8947, and 8954 of, to add Sections 8965 and 8966 to, and to repeal Sections 8965 and 8966 of, the Business and Professions Code, relating to yacht and ship brokers.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after "tions", insert "8940.5".

Amendment No. 2

On page 2, between lines 14 and 15, insert

"SEC. 2.5. Section 8940.5 is added to said code, to read:

8940.5. Any person who has been denied a license or whose license has been revoked or is under suspension or has not been renewed while under suspension, or any person who has been a member of a partnership or an officer or director of a corporation the license of which has been revoked or is under suspension or has not been renewed while under suspension and who while acting as such partner, officer, or director participated in the acts for which the license was suspended or revoked, may be prohibited from serving as a member of a licensed partnership or as an officer or director of a licensed corporation, and the employment, election or association of such person in such capacity by an applicant or a licensee shall constitute grounds for the denial of an application and the suspension or revocation of a license."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 890

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 890

Senator Donnelly moved that Senate Bill No. 890 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 890—An act to amend Section 633 of the Agricultural Code, relating to cultured buttermilk.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 15, 1959, strike out "Section 633", and insert "Sections 633 and 4351".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after line 17, insert

"Sec. 2. Section 4351 of said code is amended to read:

4351. In all marketing areas wherein a stabilization and marketing plan for fluid milk is in effect or is hereafter established under the provisions of this chapter, the director shall designate and prescribe, or provide methods for designating and prescribing, minimum wholesale and minimum retail prices for fluid milk, including pasteurized concentrated milk, pursuant to the provisions of this article. In all marketing areas wherein the director has, under a stabilization and marketing plan for fluid milk, prescribed minimum prices to be paid by the distributors for fluid cream, or fluid skim milk, or either or both, the director may designate and prescribe, or provide methods for designating and prescribing minimum wholesale and minimum retail prices for fluid cream, or fluid skim milk, or cultured buttermilk or [either or both] *any one or more of such products*, pursuant to the provisions of this article. The term "fluid milk" as used in this chapter shall, unless the context otherwise requires or indicates, mean and include the term "fluid skim milk" and *cultured buttermilk*" in the application of this chapter to any marketing area in which the director has exercised his discretion to designate and prescribe, or provide methods for designating and prescribing, minimum wholesale and minimum retail prices for fluid skim milk and *cultured buttermilk*."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Public Health and Safety**

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 391

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 391

Senator Thompson moved that Senate Bill No. 391 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 391—An act to amend Section 26510, 26511, and 26516.7 of the Health and Safety Code, relating to the manufacturing, importation, and sale of foods.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 8, of the printed bill, after "products," strike out "fresh meats."

Amendment No. 2

On page 2, line 9, after "and", insert "packaged".

Amendment No. 3

On page 2, line 11, after "Fahrenheit", insert "All such packaged foods shall be conspicuously labeled, "Perishable keep refrigerated.""

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 846

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 846

Senator Grunsky moved that Senate Bill No. 846 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 846—An act to add an article heading to precede Section 23100 of, and to add Article 2 (commencing at Section 23150) to, Chapter 12 of Division 11 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the taking of chemical tests to determine drivers' intoxication.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 15, of the printed bill, as amended in Senate April 14, 1959, strike out "23131", and insert "23151".

Amendment No. 2

On page 2, line 17, strike out "23131", and insert "23151".

Amendment No. 3

On page 2, line 18, strike out "23131", and insert "23151".

Amendment No. 4

On page 2, between lines 30 and 31, insert
"(c) No person who is authorized by this section to withdraw blood for the purpose of determining its alcoholic content and who does so at the request of a law enforcement officer shall be sued or held liable for any act done or omitted in the course of withdrawing blood."

Amendment No. 5

On page 2, line 31, strike out "23132", and insert "23152".

Amendment No. 6

On page 2, line 41, strike out "23133", and insert "23153".

Amendment No. 7

On page 2, line 44, strike out "23131", and insert "23151".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 787

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 787

Senator Collier moved that Senate Bill No. 787 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 787—An act to amend Section 23196 of the Water Code, relating to irrigation districts.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section", and insert "Sections 22162 and".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, after the enacting clause, insert
"SECTION 1. Section 22162 of the Water Code is amended to read:
22162. The provisions of [this article] *Section 22160* apply only to districts
containing 200,000 acres or more."

Amendment No. 3

On page 1, strike out line 1, and insert
"SEC. 2. Section 23196 of said code is amended to".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Local Government.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 1587

Senator Collier moved that Assembly Bill No. 1587 be withdrawn from Committee on Local Government and re-referred to Committee on Transportation.

Motion carried.

MOTION TO TAKE BILL FROM THE INACTIVE FILE

Senator Rodda moved that Senate Bill No. 727 be taken from the inactive file and placed on the second reading file.

Motion carried.

WITHDRAWAL FROM COMMITTEE OF SENATE BILL NO. 991

Senator Murdy moved that Senate Bill No. 991 be withdrawn from Committee on Local Government for purpose of consideration.

Motion carried.

CONSIDERATION OF SENATE BILL NO. 991

Senate Bill No. 991—An act to amend Section 61600 of the Government Code, relating to community services districts.

Motion to Rescind

Senator Murdy moved that the Senate rescind its action whereby the amendments to Senate Bill No. 991 were adopted on Thursday, April 16, 1959.

Motion carried.

FURTHER CONSIDERATION OF SENATE BILL NO. 991**MOTION TO AMEND SENATE BILL NO. 991**

Senator Murdy moved that Senate Bill No. 991 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 991—An act to amend Section 61600 of the Government Code, relating to community services districts.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out line 1, and insert

"SECTION 1. Section 61600 of the Government Code is amended to read:

61600. A district formed under this law may exercise the powers hereinafter granted for such of the following purposes as have been designated in the petition for formation of such district and for such others of the following purposes as the district shall adopt as hereinafter provided:

(a) To supply the inhabitants of the district with water for domestic use, irrigation, sanitation, industrial use, fire protection, and recreation.

(b) The collection, treatment or disposal of sewage, waste and storm water of the district and its inhabitants.

(c) The collection or disposal of garbage or refuse matter.

(d) Protection against fire.

(e) Public recreation by means of parks, playgrounds, swimming pools or recreation buildings.

(f) Street lighting.

(g) Mosquito abatement.

(h) The equipment and maintenance of a police department or other police protection to protect and safeguard life and property.

(i) To acquire sites for, construct, and maintain library buildings, and to cooperate with other governmental agencies for library service.

(j) To zone and regulate land uses within the boundaries of the community services district, pursuant to the provisions of the Planning Law, Title 7 (commencing at Section 6500) of the Government Code. All existing zoning and land use regulations shall continue to control, except when expressly superseded by enactments of the district.

(k) To prohibit annexation of territory which is within a community services district to any city without obtaining the consent of the landowners involved and the approval of a majority of the board of directors of the community service district."

Amendment No. 2

On page 1, strike out lines 2 to 23, inclusive; and on page 2, strike out lines 1 to 7, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Assembly Bill No. 257—An act to amend Section 71083 of the Government Code, relating to municipal and justice courts and judges thereof, declaring the urgency thereof, to take effect immediately.

Motion to Reconsider Waived

Senator Richards waived his motion to reconsider the vote whereby Assembly Bill No. 257 was passed.

The President ordered Assembly Bill No. 257 transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 971—An act to amend Section 1352 of the Labor Code, relating to hours of employment of women and minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 1, line 5, of the printed bill, after "hospitals," insert "licensed vocational nurses in hospitals,".

Amendment No. 2

On page 1, line 7, after "such", insert "licensed vocational nurse,".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 13—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 241—An act to amend and renumber Section 2047 of the Penal Code, relating to rules and regulations governing conduct of prisoners.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 393—An act to amend Section 28361 of the Health and Safety Code, relating to canneries.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 426—An act to amend Section 16111 of the Education Code, and Section 10652 of the Education Code as proposed by Senate Bill No. 2, relating to tuition fees for veterans' children.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 427—An act to amend Sections 890, 891, 894 and 895 of, and to add Section 896.1 to the Military and Veterans Code, relating to educational assistance to veterans' dependents.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 432—An act to add Section 996.21 to the Military and Veterans Code, relating to facilities and buildings of the Department of Veterans Affairs.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 480—An act to amend Sections 306, 320, 332, 351, 362, 365, 369, 374, 382, 388, 397, 407, 408, 409, 410, 415, 422, 435, 440, 446, 453, 456, 460, 467, 470, 476, 487, 492, 493, 494, 506, 521, 528, and 529 of, to amend and renumber Sections 553, 557 and 614 of, to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of and to add Sections 486, 514, 543.1, 544, 545, 546, 547.1, 548, 549, 550, 551, 552, 553.1, 554, 555, 556.1, 557.1, 558.1, 559.1, 560.1, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587 and 588 to, the Streets and Highways Code, relating to state highways, providing for a California Freeway and Expressway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Motion to Retain Place on File

Senator Collier moved that Senate Bill No. 480 be passed on file and retain its place on second reading file.

Motion carried.

Senate Bill No. 533—An act to add Sections 7307.5 and 7372.5 to the Business and Professions Code, relating to cosmetology.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 623—An act to amend Sections 20040, 20081, 20082, 20083, 20085, and 20086 of, to repeal Section 20084 of, and to add Sections 20082.5 and 20084 to, the Water Code, relating to supervision of districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 637—An act to add Section 1241.7, Water Code, relating to water appropriated for gold mining purposes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 741—An act to add Section 804.2 to the Agricultural Code, relating to shipment of pears outside the State.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 774—An act to amend Section 9102 of the Government Code, relating to legislative offices.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 780—An act making an appropriation for the City Creek Flood Control Project, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 906—An act to repeal Section 11 of Chapter 33 of the Statutes of 1956, First Extraordinary Session, relating to state and local planning.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 999—An act to create the Mariposa County Water Agency, prescribing its powers and duties, providing for its organization, operation, and management, and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for issuance of bonds, providing for the levy and collections of taxes for the payment of such indebtedness, providing for the issuing of bonds payable solely from revenues of the agency, providing for the levy and collection of taxes for the payment of general agency expenses and for co-operation and contracts with any entity, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1141—An act making an appropriation for the repair of the Sacramento River levee in the vicinity of Collinsville, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 617—An act to add Section 6211 to the Public Resources Code, relating to sale of state lands, declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 613—An act to add Article 4.5 (commencing with Section 19591) to Chapter 4, Division 8 of the Business and Professions Code, relating to the licensing and regulation of persons selling or offering to sell information predicting the outcome of horse races.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Finance:

Amendment No. 1

On page 3, line 45, of the printed bill, as amended March 26, 1959, strike out "June 30th."; and strike out lines 46 and 47 and insert "March 31st. Application for renewal of a license shall be made before March 15th for the license year commencing on April 1st."

Amendment No. 2

On page 3, after line 49, insert

"Sec. 2. This act shall take effect on April 1, 1960."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 878—An act to add Chapter 20 (commencing at Section 5400) to Division 6 of the Agricultural Code, relating to the fish industry.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 3, line 3, of the printed bill, strike out "5403.", and insert "5403.5."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 443—An act to add Article 2 (commencing at Section 20678) to Chapter 3.2 of Division 10 of the Education Code, and to add Article 4.5 (commencing at Section 24856) to Chapter 13 of Division 18 of the Education Code as proposed by Senate Bill No. 2, relating to a branch facility of Los Angeles State College.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Article 2 (commencing at Section 20678) to", and strike out line 2 of the title.

Amendment No. 2

In lines 4 and 5 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 17, inclusive.

Amendment No. 4

On page 2, line 1, strike out "SEC. 2", and insert "SECTION 1".

Amendment No. 5

On page 2, lines 2 and 3, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 6

On page 2, line 11, strike out "de-", and strike out lines 12 to 14, inclusive, and insert "restricted to an instructional program in upper division education courses leading to an elementary teaching credential."

Amendment No. 7

On page 2, strike out lines 18 to 24, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 956—An act to amend Section 1421 of the Health and Safety Code, relating to hospitals and nursing homes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 271—An act to repeal Articles 1, 2, and 3 of, to add Articles 1, 2, 3, and 3.5 to, and to amend the title of, Chapter 1, commencing at Section 24000 of Division 20 of the Health and Safety Code, relating to health, sanitation, and safety in water sports and recreation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "repeal Articles 1, 2, and 3 of, to add Articles 1, 2,"; strike out line 2; and in line 3 strike out "commencing at Section 24000 of Division 20 of," and insert "add Sections 24100.1, 24101.1, 24101.2, 24101.3, and 24101.4 to, and to amend Section 24108 of,".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 24100.1 is added to the Health and Safety Code, to read: 24100.1. "Lifeguard service," as used in this article, means the attendance, at all times that persons are permitted to engage in water-contact sports, of one or more lifeguards who hold Red Cross or Y. M. C. A. Senior Lifeguard Certificates or have equivalent qualifications and who have no duties to perform other than to superintend the safety of participants in water-contact sports.

SEC. 2. Section 24101.1 is added to said code, to read:

24101.1. Every person proposing to construct a public swimming pool shall file a copy of the plans therefor, prior to construction, with the local health officer having jurisdiction for approval.

SEC. 3. Section 24101.2 is added to said code, to read:

24101.2. Every person operating or maintaining a public swimming pool must do so in a sanitary, healthful and safe manner.

SEC. 4. Section 24101.3 is added to said code, to read:

24101.3. Every public swimming pool, including swimming pool structure, appurtenances, operation, source of water supply, amount and quality of water recirculated and in the pool, method of water purification, lifesaving apparatus, measures to

insure safety of bathers, and measures to insure personal cleanliness of bathers shall be such that the public swimming pool is at all times sanitary, healthful and safe.

Sec. 5. Section 24101.4 is added to said code, to read:

24101.4. Lifeguard service shall be provided for any public swimming pool which is of wholly artificial construction and for the use of which a direct fee is charged. For all other swimming pools, lifeguard service shall be provided or signs shall be erected clearly indicating that such service is not provided.

Sec. 6. Section 24108 of said code is amended to read:

24108. Every person who violates any provision of this article, or the rules and regulations adopted pursuant thereto, is guilty of a misdemeanor, punishable by a fine of not less than twenty-five dollars (\$25) nor more than five hundred dollars (\$500), or by imprisonment for not more than six months, or both."

Amendment No. 3

On page 1, strike out lines 2 to 19, inclusive, and strike out pages 2, 3 and 4.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 628 An act to amend Section 8952 of, and to add Section 8953 to, the Health and Safety Code, relating to public cemetery districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "shall", and insert "held or conducted within the district may".

Amendment No. 2

On page 1, line 11, after "trustees", insert "held within the district".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 969 An act to add Section 25537 to the Government Code, relating to county government.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 14, of the printed bill, strike out "or", and insert "and".

Amendment No. 2

On page 1, line 16, after "procedure.", insert "If a lease is excluded from the bidding procedure the actual monthly rental in the executed lease shall not exceed one hundred fifty dollars (\$150)."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 61 An act appropriating funds for acquisition of additions to Mt. Tamalpais State Park and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 253—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to the commencement of aid payments to applicants for public assistance.

Bill read second time, and ordered to third reading.

Assembly Bill No. 350—An act to amend Section 6800 of, and to add Section 6807.5 to, the Elections Code, relating to electronic and electromechanical tabulation of ballots.

Bill read second time, and ordered to third reading.

Assembly Bill No. 386—An act to amend Section 264.1 of, and to add Section 260.85 to, the Agricultural Code, relating to diseased animals, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 389—An act to amend Section 4184 of the Fish and Game Code, relating to bears.

Bill read second time, and ordered to third reading.

Assembly Bill No. 638—An act to amend Section 762.9 of the Agricultural Code, relating to earning tomato inspection fees.

Bill read second time, and ordered to third reading.

Assembly Bill No. 713—An act to add Section 19622.8 to the Business and Professions Code, relating to the 48th District Agricultural Association, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 714—An act to add Section 30.2 to, and to amend Section 1300.10 of, the Agricultural Code, relating to the floriculture and nursery products industries, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 842—An act to amend Sections 911.23, 913, 914, 914.9, and 918.1 of the Agricultural Code, relating to agricultural and vegetable seeds.

Bill read second time, and ordered to third reading.

Assembly Bill No. 288—An act to amend Sections 4501, 4552 and 4553 of the Welfare and Institutions Code, relating to medical care for recipients and aid to the disabled.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 2, after line 41, of the printed bill, as amended in the Senate March 25, 1959, insert

"SEC. 4. This act shall become operative October 1, 1959."

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 237—An act to amend Sections 3819 and 3929 of the Elections Code, relating to occupational designations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 3, line 7, of the printed bill, as amended in Assembly March 6, 1959, strike out "If", and insert "After".

Amendment No. 2

On page 3, line 7, after "vacancy", insert "occurring".

Amendment No. 3

On page 3, line 8, after the comma, insert "receives his certificate of election, and takes his oath of office,".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 241—An act to amend Section 1691 of the Education Code, and Section 1152 of the Education Code as proposed by Senate Bill No. 2, relating to election notice to voters.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

Strike out line 1 of the title of the printed bill as amended in Assembly March 6, 1959, and insert "An act to amend".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 23, inclusive.

Amendment No. 4

On page 2, strike out lines 1 and 2, and insert "SECTION 1. Section 1152 of the Education Code as enacted by the Legislature at its 1959 Regular Session is amended to read:":

Amendment No. 5

On page 2, strike out line 20 and insert "schools."

Amendment No. 6

On page 2, strike out lines 24 to 29, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1160—An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 16 of the printed bill, after "services", insert "of".

Amendment No. 2

On page 1, strike out line 17, and insert "district are being performed by the city in substantially the same manner as they are being provided by".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 899 An act to amend Section 13444 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to dismissal of school district employees.

Motion to Retain Place on File

Senator Farr moved that Senate Bill No. 899 be passed on file and retain its place.

Motion carried.

Senate Bill No. 153 An act to add Section 152 to the Streets and Highways Code, relating to fire protection on freeways.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES Senators Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 851 An act to add Sections 192 and 4015 to the Vehicle Code, as enacted by the Legislature at its 1959 Regular Session, relating to vehicles designed or capable of being used for fire fighting purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 467—An act to amend Sections 1300 and 1320 of the Business and Professions Code, relating to clinical laboratory technology.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 513—An act to amend Section 19031 of the Business and Professions Code, relating to the Bureau of Furniture and Bedding Inspection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beards, Berry, Brown, Byrnes, Byrne, Cohey, Collier, Coombs, Dilworth, Donnelly, Elliott, Farr, Gibson, Gransky, Hollister, Johnson, McBrice, Miller, Montgomery, Murdy, O'Sullivan, Rutigan, Richards, Rodda, Shaw, Short, Shattery, Stern, Teale, Thompson, and Williams—34.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senator Christensen Presiding

At 12:06 p.m., Senator Carl L. Christensen of the Third Senatorial District, presiding.

Senate Bill No. 775—An act to amend Sections 9505, 9512, 9533.5, 9540, 9540.51, 9541, 9542, 9550, and 9580 of, to amend and renumber Section 9505.1 of, and to add Sections 9505.1 and 9546 to, the Business and Professions Code, relating to cleaning, dyeing and pressing.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beards, Brown, Byrnes, Byrne, Christensen, Cohey, Collier, Coombs, Dilworth, Donnelly, Elliott, Farr, Gibson, Gransky, Hollister, Johnson, McBrice, Miller, Montgomery, Murdy, O'Sullivan, Rutigan, Richards, Rodda, Shaw, Short, Shattery, Stern, Teale, Thompson, and Williams—33.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 949—An act to amend Section 4809 of the Business and Professions Code, relating to veterinary medicine.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beards, Berry, Brown, Byrnes, Byrne, Christensen, Cohey, Collier, Coombs, Dilworth, Donnelly, Farr, Gibson, Gransky, Hollister, Johnson, McBrice, Miller, Montgomery, Murdy, O'Sullivan, Rutigan, Richards, Rodda, Shaw, Short, Shattery, Stern, Teale, Thompson, and Williams—33.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 694—An act to amend Section 3358 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to charges for use of school property.

Bill read third time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 1

On page 1 of the printed bill, strike out line 1, and insert

"SECTION 1. Section 3358 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, is amended to read:

3358. [Notwithstanding any provision of law to the contrary,] Where any unified or otherwise reorganized district located entirely within one county which was unified

or otherwise reorganized between January 1, 1950, and January 1, 1952, which included at the time of unification or other reorganization any component district or districts having any outstanding bonded indebtedness, and no proposals were made under Sections 3121 and 3122 for the use of the school property of such component district or districts, the board of supervisors of the county may, within sixty (60) days after July 1, 1953, fix and determine the amount of the annual charge for the use of the school property of such component district or districts acquired or constructed from the proceeds of the bonds of such component district or districts. Such annual charge shall be in the amount and subject to the terms, provisions and conditions of Sections 3354, 3355, 3356, and 3357."

Amendment No. 2

On page 1, strike out lines 2 to 20, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 433 An act to amend Section 20363 of the Government Code, relating to the State Employees' Retirement System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 791—An act to amend Chapter 2254 of the Statutes of 1957, relating to an appropriation for the acquisition of state park lands in Napa County.

Motion to Re-refer Senate Bill No. 791

Senator McBride moved that Senate Bill No. 791 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 852—An act to add Section 2224.5 to the Welfare and Institutions Code, relating to the responsibility of relatives under the Old Age Security Law.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 863—An act to amend Section 2163.8 of the Welfare and Institutions Code, relating to property qualifications for old age assistance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Regan, Richards, Roda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

Noes—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 601—An act to amend Section 1300 of and to add Sections 1300.5 and 1311 to the Insurance Code, relating to reciprocal and interinsurance contracts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Gransky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

Noes—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 770—An act to amend Sections 10161, 10163, 10164, 10165, 10489.2 and to add Section 10163.5 to the Insurance Code, relating to insurance mortality tables.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Gransky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

Noes—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 627—An act to amend Section 8950 of the Health and Safety Code, relating to public cemetery districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Gransky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

Noes—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 973—An act to repeal Section 4786.5 of, and to add Section 4786.5 to, the Health and Safety Code, relating to county sanitation districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Gransky, Hollister, Holmdahl, Johnson, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Shaw, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

Noes—Senator Richards—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 711—An act to amend Sections 2181, 3088, and 3474 of, and to add Section 4189.5 to, the Welfare and Institutions Code, relating to relatives' responsibility requirements.

Bill read third time.

Motion to Re-refer Senate Bill No. 711

Senator McBride moved that Senate Bill No. 711 be re-referred to Committee on Finance.

Motion carried.

Senate Resolution No. 86

Relating to the retirement of Lewis Mitchell

WHEREAS, Lewis Mitchell has retired from the Department of the California Highway Patrol after 29 years of service; and

WHEREAS, Lewis Mitchell, a native of Belton, Texas, attended Central High School in El Centro and was employed in various capacities in that city including employment by the El Centro police department; and

WHEREAS, Since May 20, 1930, Lewis Mitchell has faithfully served in the Highway Patrol where he has driven more than a million miles and has, since 1952, made all school bus inspections; and

WHEREAS, A retirement banquet will be held in Lewis Mitchell's honor in Brawley on May 7, 1959; now, therefore, be it

Resolved by the Senate of the State of California, That, that body takes this opportunity to commend and congratulate Officer Lewis Mitchell on his outstanding service record with the Department of California Highway Patrol; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit copies of this resolution to Mr. Mitchell.

Resolution read, and unanimously adopted on motion of Senator Beard.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay Area Rapid Transit District.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 530 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 1073—An act to amend Section 190 of the Streets and Highways Code, relating to the allocation of funds to grade separation projects, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McBride, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Assembly Bill No. 176 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 551—An act to amend Section 24005 of the Government Code, relating to vacations of county employees.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 551 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 552—An act to amend Section 53205.1 of the Government Code, relating to premium payments by local agencies from public funds.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 552 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 812—An act to amend Section 35541 of the Health and Safety Code, and to amend Section 2 of Chapter 1246, Statutes 1955, relating to temporary housing projects.

Bill read third time, and presented by Senator Teale.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Echart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slaterry, Stiern, Teale, and Thompson—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 8—Relative to the selection of the City of Antioch as a site for an experimental saline water conversion plant.

Resolution read, and presented by Senator Miller.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burn, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Echart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Slaterry, Stiern, Teale, and Thompson—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 691—An act to amend Section 11567 of, and to add Sections 11594 and 11618 to, the Business and Professions Code, relating to subdivision maps.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cohey, Collier, Coomber, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmquist, McBride, Miller, Montgomery, Murdj, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stern, Teale, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1243: By Senator Erhart—An act to amend Section 24455 of, and to add Section 24456 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to student housing facilities.

Referred to Committee on Education.

Senate Bill No. 1244: By Senators Rodda and Rattigan—An act to add Section 750 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to county superintendents of schools.

Referred to Committee on Local Government.

Senate Bill No. 1245: By Senator Donnelly—An act to amend Sections 1101, 1102, 1102.1, 1103, 1103.2, and 1107 of the Agricultural Code, relating to egg standards.

Referred to Committee on Agriculture.

Senate Bill No. 1246: By Senator Thompson—An act to amend Section 74041 of the Government Code, relating to judges of the Palo Alto-Mountain View Judicial District.

Referred to Committee on Local Government.

Senate Bill No. 1247: By Senator Thompson—An act to amend Section 70046.1 of the Government Code, relating to court reporters.

Referred to Committee on Local Government.

Senate Bill No. 1248: By Senator Miller—An act to add Section 13026 to the Water Code, relating to the State Water Pollution Control Board.

Referred to Committee on Water Resources.

Senate Bill No. 1249: By Senator Miller—An act to amend Section 13002 of the Water Code, relating to water pollution.

Referred to Committee on Water Resources.

Senate Bill No. 1250: By Senator Miller—An act to amend Sections 13060 and 13063 of, and to repeal Sections 13061, 13061.5 and 13062 of, the Water Code, relating to water pollution.

Referred to Committee on Water Resources.

Senate Bill No. 1251: By Senator Miller—An act to add Section 13057 to the Water Code, relating to water pollution.

Referred to Committee on Water Resources.

Senate Bill No. 1252: By Senator Miller—An act to add Section 13056 to the Water Code, relating to water pollution.

Referred to Committee on Water Resources.

Senate Bill No. 1253: By Senator Miller—An act to amend Section 13054 of the Water Code, relating to water pollution.

Referred to Committee on Water Resources.

Senate Bill No. 1254: By Senator Miller—An act to add Section 13054.5 to the Water Code, relating to water pollution.

Referred to Committee on Water Resources.

Senate Bill No. 1255: By Senator Miller—An act to add Section 11612.5 to the Business and Professions Code, relating to subdivision maps.

Referred to Committee on Business and Professions.

Senate Constitutional Amendment No. 25: By Senators Rodda and Rattigan—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 3 of Article IX of said Constitution, relating to county superintendent of schools.

Referred to Committee on Local Government.

ADJOURNMENT

At 12:52 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, April 20, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-EIGHTH LEGISLATIVE DAY

SEVENTY-SIXTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 20, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beck at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, may we set our aims high for the welfare of our State of California and for our Nation, remembering that "not failure, but low aim, is crime." And as we build together, help us add day by day to the structure of freedom which gives to every man the opportunity to realize his best self. Thus, shall our land continue to be blest with the good and the great. And now, we pray Thy blessing upon the new Senator who joins us today. May he find this company congenial, his work challenging and rewarding in the knowledge that he serves a great and free people in their efforts to establish free and responsible government. AMEN.

PLEDGE OF ALLEGIANCE

Senator Arnold led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Shaw, on motion of Senator Stiern, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Amy Nygard, Ed. Nygard, Deborah McGill, Adele L. Hodge, John J. Hodge, Meni Doolittel, Ruben L. Robertson, Helen Bennett, Martha Campbell,

Douglass Campbell, Gladys Robe, Daniel Higgins, Christine Smith, Juanita Forth, Louise Spinks, Virginia Turnipseed, J. O. Anderson, Ray Carlisle, Henry Gietzeer, Eleanor Hawkins, Wailen Hawkins, Mrs. J. E. Webb, Mr. and Mrs. Otto F. Reed, Mr. C. H. Hughes, Mr. and Mrs. Aldo Peneschi, D. W. Kostakes, Irene K. Cameron, and Mr. and Mrs. James D. Brown, who came to witness the swearing-in of Senator-elect Cameron. Also Mr. Herbert R. Stone of Roseville.

On request of Senator Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Kenneth Cotten of Yucaipa.

On request of Senators Murdy and Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Herbert Davis of Redlands.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John T. Schiavenza of San Leandro; Mike Manfredi of Oakland; and John Hutchinson, Mrs. Grace Bowen, Miss Eloise Bowen, and Miss Sandy Tillan, of Berkeley.

On request of Senators Holmdahl and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Emmett Campion of San Francisco.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Perry Henderson of Salinas.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Cyr Copertini and Mr. Kenyon Keller of San Diego.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Virginia Kirby of Honolulu, T. H.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. L. Huston of Corona.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard Harris of Westminster.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John C. Haran, Wallace H. Best, Spencer Wiley, Charles Bioletti, and Richard Cartwright, all of Los Angeles; Everett D. Boynton and Dr. Julius H. Stier of Santa Monica; Mrs. Lee Hines of Pasadena; and Stephen Reinherdt of Hollywood.

On request of Senators Richards and Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Brown, who is the mother of the Lieutenant Governor's wife.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Tim Howell of Bakersfield.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Diana Moe of Sacramento.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Levern Robinson, teacher, Mr. Steven Marusich, administrator, Mrs. Mary Riley, Mrs. Opal Sturges, Mrs. Corrie Rowan, Mr. Thomas Clifford, Mrs. Gloria Andrada, and the following students of Elbow Creek Elementary School, who were guests of the Senate on Friday, April 17, 1959: Donald Armstrong, Tommy Arnold, Richard Bestard, Donald Dias, Norman Keeton, Tommy McFarland, Dickie Mueller, David Stoops, Richard Stubblefield, Buddy Weber, Jerry Whitfield, Jerry Davis, Mike Murphy, Lorna Andrada, Victoria Ballew, Sandra Biggs, Ruth Gallo, Nancy Huff, Phyllis Kirksey, Fleta Lee, Sylvia Riley, Anita Rowan, Nina Sturges, Charlotte Metcalf, Carol Sue Rowland, Betty Hernandez, Sue Miller, and Charlotte Miles.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. R. M. Dinwiddie, Mrs. Martha McClain, Mrs. Julia Mendoza, Mrs. Madge Melton, Mr. W. T. Melton, teacher, and the following students of Stone Corral Elementary School in Visalia: Albert Vera, Jessie Joe Ramos, Junior Ramos, Larry Perry, Leo Vera, Gene Tsukamoto, Bonita Blair, Darlan Woodburn, Renate McClain, Sheila Fry, Shirley Knoy, and Virginia Mendezel.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Willard Wirht, principal, Mrs. R. H. Baker, Mrs. G. H. Edmondson, Mr. Leonard Noell, and the following students of Elbow Creek Elementary School: Dean Bendler, Robert Boswell, Roland Boswell, Kenneth Chastain, Leon Gilley, Eugene Gott, Cecil Taylor, David Walker, Carol Baker, Carolyn Cantrell, Barbara Edmondson, Claudia Glispey, Shirley Magnuson, Erma Matta, Wanda Thomas, and Sandra Young.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Emil Ladney and Mr. Arthur Willie, and the following students from the California School for the Deaf in Berkeley: A. Amann, W. Ash, L. Briggs, D. Brooks, L. Crabb, E. Garr, D. Green, K. Kutscher, H. Spoonmore, M. White, S. Boles, E. Canady, J. Flowers, J. Harvey, K. Mitchell, J. Monroe, T. Murray, T. Radford, J. Smith, E. Voegelé, J. Wells, C. Butts, L. Dunn, P. Gibbons, L. Greenberg, J. Lowell, J. Raub, I. Richardson, K. Roberts, B. Thomas, C. Thorpe, B. Wilcox, G. Blake, L. Chan, F. Gonzales, D. Parodi, M. Peters, A. Soto, and E. Stuparich.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Maynard H. Strong, principal, Mrs. Bruce Baker, and the following students of Capay Joint Union Elementary School: Michael Alberico, Robert Compton, Gaylord Enns, Henry Haney, John Lee, Edward Main, Jerry Tallmon, Janet Baker, Dorothy Bello, Klarene Jaquith, Sharon Lepp, Olivia Martinez, and Barbara Radtke.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Henry Wien of El Centro.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kopsky, Mr. Andrade, Mrs. Huddleston, Mrs. Bradley, Mrs. Reed, Mrs. Pegg, teacher, and the following students of Antioch Junior High School: Tony Anderson, Velma Anderson, Sharon Broadbent, William Dillon, John Dowell, Adele Dukes, Jim Fluty, Billy Green, Buddy Harris, Richard Jacques, Jerry Johnston, Vicky Kopsky, Paul Lanoy, Bob Low, Virginia Martinez, Jimmy McCoy, Caroline Medeiros, Jimmy Noack, Jerry Oliver, Connie O'Neal, Linda Parks, Carolyn Priest, Lonnie Pierce, Bob Steward, Richard Smiley, Charles Smith, Diane Smith, Sam Viarmontes, Irene Whittington, Johnnie Winters, Cheryl Adams, Gloria Aguinaga, Gladys Andrade, Michael Bandiera, Frances Barnes, Dorothy Bradley, Bobby Conquergood, Al Ferraro, Bob Gallien, Judy Girolami, Penny Grether, Sharon Huddleston, Paul Hunt, Judy Jacobson, Carol Jenkins, Kurt Kline, Art Mitchell, Rodger Moore, Michael Pirezzoli, James Pool, Jerry Reed, Lenna Reed, Steve Rogers, Robert Russo, Bob Sanchez, Michael O. Smith, Michael R. Smith, Donald Taylor, Michael Tipton, and Sharon White.

On request of Senator Corbals, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Esther Sawyer, Mr. Ralph Ingols, and the following students of St. Helena High School: Janet Anarak, Louise Aspesi, Neila Autenrieth, Karen Booker, Carol Britten, Kay Brown, Mary Ruth Brownell, Sharon Connolly, Mary Ann Dal Porto, Laurie Deuer, Diane Drouin, Barbara Glidden, Ida Gwin, Helen Heidel, Judy Hunt, Cindy Hutzler, Gerry Jesse, Sandy Jones, Johann Leiveig, Diane Maliani, Theresa Paidl, Linda Sawyer, Rowena Perez, Mary Klarner, Chuck Challela, Mack Duncan, Frank Hench, Gordon Kewell, George La Pierre, Jack Michel, Bruce Phillips, Larry Sawyer, Ray Tonella, Mike Werle, Lowell Young, Dale Wiedmer, and Louis Barberi.

On request of Senator McAttee, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Charles Cornejo, Miss Inelda Dollard, Mrs. Helen Siegel, and the following members of Luther Burbank School: F. Hartin, J. Bakerink, D. Murphy, J. Fenucci, M. Colbert, J. Kaiser, J. Deviro, C. Orckar, S. Fowler, D. Damstedt, S. Swedden, C. Giomi, R. Patane, R. Seybold, M. Fahnholz, K. Hanley, J. Neopolitan, R. Chasseur, D. Emerson, T. Duff, M. Saroa, J. Fleming, I. Sylvestri, M. Charleson, D. Galassi, E. Rivera, G. Barnett, C. Mizzaro, R. Lucero, D. Benton, B. Boas, T. Martinez, D. Fulmer, M. MacDonald, D. Costa, J. Rogers, M. Ojeda, M. Gaspar, J. Van Everen, M. Haver, W. Washington, D. Darmstadt, R. Renner, G. Moughler, R. Gutierrez, J. Valencia, J. Montalbano, S. Haskell, R. Helbey, D. Kruger, H. Rubi, A. Sarti, G. Baiochini, L. Castro, C. Perez, M. Perry, J. Bruckman, B. Kimes, J. Steiner, D. Miles, C. Mizzaro, G. Bivens, J. Gleaves, R. Lucero, C. Robinson, L. Southerland, L. Larison, Pamela Paige, A. Perasso, Harriet Schindel, P. Lujan, A. Aria, H. Dandridge, F. Granucci, D. Taylor, D. Benton, D. Larson, and B. Ates.

CERTIFICATE FROM SECRETARY OF STATE

By direction of the President, the Secretary read the following certificate of election:

STATE OF CALIFORNIA
OFFICE OF THE SECRETARY OF STATE

CERTIFICATE OF ELECTION

I, FRANK M. JORDAN, Secretary of State of the State of California, hereby certify:

That, according to the official returns of the special election held in the Seventh Senatorial District on the seventh day of April, 1959, and the statement of the result thereof on file in my office,

RONALD G. "RON" CAMERON

was elected to the office of State Senator, Seventh Senatorial District, for the term ending January 2, 1961.

IN WITNESS WHEREOF, I hereunto set my hand and affix the Great Seal of the State of California, at Sacramento, this twentieth day of April, 1959.

(SEAL)

FRANK M. JORDAN, Secretary of State
By CHAS. J. HENRY
Assistant Secretary of State

OATH OF OFFICE ADMINISTERED

I, RONALD G. "RON" CAMERON, do solemnly swear (or affirm) that I will support and defend the Constitution of the United States and the Constitution of the State of California against all enemies, foreign and domestic; that I will bear true faith and allegiance to the Constitution of the United States and the Constitution of the State of California; that I take this obligation freely, without any mental reservation or purpose of evasion; and that I will well and faithfully discharge the duties upon which I am about to enter.

And I do further swear (or affirm) that I do not advocate, nor do I a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means; that within the five years immediately preceding the taking of this oath (or affirmation) I have not been a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means except as follows:

No Exceptions

and that during such time as I hold the office of State Senator, Seventh Senatorial District, I will not advocate nor become a member of any party or organization, political or otherwise, that advocates the overthrow of the Government of the United States or of the State of California by force or violence or other unlawful means.

RONALD G. "RON" CAMERON

Subscribed and sworn to before me, this twentieth day of April, AD. 1959.

PAUL PEEK
Justice, District Court of Appeal,
Third Appellate District

ROLL CALL OF SENATOR-ELECT

The President directed the Secretary to call the roll of the Senator-elect.

Senator Cameron — 1.

COMMUNICATIONS

The following communication was received and read, and ordered printed in the Journal:

CAPITOL CORRESPONDENTS ASSOCIATION
STATE CAPITOL, SACRAMENTO, April 20, 1959

*Senator Hugh M. Burns, Chairman
Senate Committee on Rules
State Capitol*

DEAR SENATOR BURNS: The following named person is eligible for accreditation as a representative of radio television at the 1959 General Session of the Legislature:
KCCR-TV Newsreel—Edward L. Sweetman.

SQUIRE BEHRENS, President
Capitol Correspondents Association

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 654

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to Assembly Bill No. 500

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 116
Senate Bill No. 149
Senate Bill No. 190
Senate Bill No. 242
Senate Bill No. 247
Senate Bill No. 288
Senate Bill No. 311
Senate Bill No. 373
Senate Bill No. 375

Senate Bill No. 388
Senate Bill No. 447
Senate Bill No. 448
Senate Bill No. 449
Senate Bill No. 451
Senate Bill No. 452
Senate Bill No. 496
Senate Bill No. 591
Senate Bill No. 638

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 46
Senate Bill No. 49
Senate Bill No. 151
Senate Bill No. 202
Senate Bill No. 386
Senate Bill No. 387

Senate Bill No. 431
Senate Bill No. 446
Senate Bill No. 505
Senate Bill No. 645
Senate Bill No. 686

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, April 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 16
Assembly Bill No. 124
Assembly Bill No. 140
Assembly Bill No. 565
Assembly Bill No. 828
Assembly Bill No. 839
Assembly Bill No. 911
Assembly Bill No. 1054
Assembly Bill No. 1083
Assembly Bill No. 1132
Assembly Bill No. 1133
Assembly Bill No. 1139
Assembly Bill No. 1167
Assembly Bill No. 1243
Assembly Bill No. 1234
Assembly Bill No. 1353
Assembly Bill No. 1368
Assembly Bill No. 1376
Assembly Bill No. 1446
Assembly Bill No. 1378
Assembly Bill No. 1412

Assembly Bill No. 1447
Assembly Bill No. 1529
Assembly Bill No. 1537
Assembly Bill No. 1544
Assembly Bill No. 1601
Assembly Bill No. 1686
Assembly Bill No. 1738
Assembly Bill No. 1742
Assembly Bill No. 1743
Assembly Bill No. 1744
Assembly Bill No. 1746
Assembly Bill No. 1768
Assembly Bill No. 1775
Assembly Bill No. 1776
Assembly Bill No. 1781
Assembly Bill No. 1799
Assembly Bill No. 1800
Assembly Bill No. 1844
Assembly Bill No. 1820
Assembly Bill No. 1825
Assembly Bill No. 1827

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1890
Assembly Bill No. 1891
Assembly Bill No. 1903
Assembly Bill No. 1906

Assembly Bill No. 1928
Assembly Bill No. 1929
Assembly Bill No. 1963
Assembly Bill No. 1965

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 16 An act to amend Section 1356 and to repeal Section 1460 to 1475 and 1478 to 1578, inclusive, and to add Chapter 7 (commencing with Section 1500) to Title 10 of Part 3 of the Code of Civil Procedure, relating to disposition of unclaimed property.

Referred to Committee on Judiciary.

Assembly Bill No. 124 An act to add Section 22511.5 to the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to parking privileges for disabled persons.

Referred to Committee on Transportation.

Assembly Bill No. 140 An act to add Section 233 to the Water Code, relating to water projects.

Referred to Committee on Water Resources.

Assembly Bill No. 565 An act to amend Sections 4119, 4124, 6403, 6700 and 6801 of, to add Sections 6403.1, 6403.2, and 6403.3 to, and to repeal Sections 6202, 6303, 6400, 6401, 6402, 6408, 6409 and 6802 of, the Corporations Code, relating to foreign corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 828 An act to add Chapter 5 (commencing at Section 650) to Division 3 of the Harbors and Navigation Code, and to amend Section 5861 of the Public Resources Code, relating to the operation and equipment of vessels, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Natural Resources.

Assembly Bill No. 839 An act to amend Sections 18901, 18902, 18903, 18904, 18905, 18906, 18907, 18908 and to add Sections 18906.3 and 18906.4 to the Health and Safety Code, relating to the State Building Standards Commission, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 911 An act to amend Sections 14001 and 14057 of, and to add Section 14001.3 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, and to amend Section 20335 of the Government Code, relating to the State Teachers' Retirement System.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1054 An act to amend Section 10279.8 of the Business and Professions Code, relating to real estate and business opportunity licenses.

Referred to Committee on Business and Professions.

Assembly Bill No. 1083 An act to amend Section 13092 of the Education Code, and Section 13320 of the Education Code as proposed by Senate Bill No. 2, relating to the employment of certificated employees by school districts.

Referred to Committee on Education.

Assembly Bill No. 1132 An act to amend Section 14820 of the Health and Safety Code, relating to annexations to fire protection districts.

Referred to Committee on Local Government.

Assembly Bill No. 1133 An act to amend Section 35305 of the Government Code, relating to the annexation of uninhabited territory to cities.

Referred to Committee on Local Government.

Assembly Bill No. 1139 An act to amend Section 1198.1 of, and to add Section 1198.2 to, the Code of Civil Procedure, relating to mechanics' liens.

Referred to Committee on Judiciary.

Assembly Bill No. 1167 An act to amend Section 37208 of the Government Code, relating to city budgetary procedure.

Referred to Committee on Local Government.

Assembly Bill No. 1243 An act to add Section 53292 to the Government Code, relating to firemen.

Referred to Committee on Local Government.

Assembly Bill No. 1334 An act to add Section 25265 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the display of lights on sanitation district vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1353 An act to amend Sections 1176 and 1178 of, and to add Sections 1177.5 and 1177.6 to, the Military and Veterans Code, relating to veterans' memorial districts.

Referred to Committee on Local Government.

Assembly Bill No. 1368 An act to add Section 426.1 to the Health and Safety Code, relating to standards for the quality of air, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1376 An act to amend Sections 160.91, 160.92, 160.93, 160.94, and 160.95 of the Agricultural Code, relating to pest control.

Referred to Committee on Agriculture.

Assembly Bill No. 1378—An act to add Sections 7 $\frac{1}{2}$ and 7 $\frac{3}{4}$ to Chapter 361 of the Statutes of 1915, relating to the Sacramento River West Side Levee District.

Referred to Committee on Local Government.

Assembly Bill No. 1412—An act to add Article 11 (commencing at Section 3481) to Chapter 9 of Division 5 of, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the dissolution of unified school districts.

Referred to Committee on Education.

Assembly Bill No. 1446—An act to add Sections 35500.1 and 35550.1 to the Government Code, relating to exclusion of territory from cities.

Referred to Committee on Local Government.

Assembly Bill No. 1447—An act to amend Sections 58853, 58854, 58857, 58859 and 58860 of the Government Code, relating to change of boundaries.

Referred to Committee on Local Government.

Assembly Bill No. 1529—An act to amend Section 70141.5 of, and to add Section 70141.7 to, the Government Code, relating to court commissioner of superior courts.

Referred to Committee on Local Government.

Assembly Bill No. 1537—An act to add Section 918 to the Education Code, as enacted by the Legislature, at its 1959 Regular Session, relating to co-operative studies by school districts.

Referred to Committee on Local Government.

Assembly Bill No. 1544—An act to amend Section 36522 of the Government Code, relating to monthly financial reports in general law cities.

Referred to Committee on Local Government.

Assembly Bill No. 1601—An act to add Section 27206 to the Government Code, relating to federal tax liens.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1686—An act to add Section 13208 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to the revocation or suspension of the driving privilege.

Referred to Committee on Transportation.

Assembly Bill No. 1738—An act to amend Section 25536 of the Government Code, relating to leasing of county real property.

Referred to Committee on Local Government.

Assembly Bill No. 1742—An act to amend Section 1750 of, and to add Section 1778 to, the Government Code, relating to resignations and vacancies of public employees.

Referred to Committee on Local Government.

Assembly Bill No. 1743—An act to amend Section 4730 of the Health and Safety Code, relating to county sanitation districts.

Referred to Committee on Local Government.

Assembly Bill No. 1744—An act to amend Sections 9168, 9169, 9201, and 9211 of the Public Resources Code, relating to soil conservation districts.

Referred to Committee on Local Government.

Assembly Bill No. 1746—An act to amend Sections 1162 and 1169 of, and to add Section 1178.5 to the Streets and Highways Code, relating to permanent road divisions.

Referred to Committee on Local Government.

Assembly Bill No. 1768—An act to amend Section 2180.5 of the Welfare and Institutions Code, relating to the determination of eligibility for old age assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1775—An act to amend Section 1195 of the Penal Code, relating to bail.

Referred to Committee on Judiciary.

Assembly Bill No. 1776—An act to amend Sections 1278, 1287, 1458, and 1459 of the Penal Code, relating to undertakings of bail.

Referred to Committee on Judiciary.

Assembly Bill No. 1781—An act to amend Sections 819, 828.65, and 829.45 of the Agricultural Code, relating to containers.

Referred to Committee on Agriculture.

Assembly Bill No. 1799—An act to add Section 6375 to the Revenue and Taxation Code, relating to sales and use taxes.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1800—An act to amend Section 255 of the Revenue and Taxation Code, relating to exemption from property taxation.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1820—An act to add Section 32136 to the Health and Safety Code, relating to local hospital districts.

Referred to Committee on Local Government.

Assembly Bill No. 1825—An act to amend Section 32132 of the Health and Safety Code, relating to local hospital districts.

Referred to Committee on Local Government.

Assembly Bill No. 1827—An act to amend Section 2615.5 and 2910.7 of the Revenue and Taxation Code, relating to the payment of property taxes, including the tax bills and tax receipts.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1844—An act to amend Section 14004 of the Financial Code, relating to credit union employee organizations.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1890 — An act to amend Section 1157.1 of the Government Code, relating to payroll deductions for public employees.
Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1891 — An act to add Section 22155 to the Government Code, relating to combination of retirement and social security plans.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1903 — An act to amend Section 18950 of the Government Code, relating to promotion in the State Civil Service.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1906 — An act to repeal Section 10710 of the Fish and Game Code, relating to razor clams.

Referred to Committee on Fish and Game.

Assembly Bill No. 1928 — An act to amend Section 13133 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to standards for issuance of teaching credentials.

Referred to Committee on Education.

Assembly Bill No. 1929 — An act to amend Section 16051, and to repeal Section 16055, of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to sale or lease of school real property.

Referred to Committee on Education.

Assembly Bill No. 1963 — An act to add Sections 12403, 12404, and 12405 to the Health and Safety Code, relating to explosives.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1965 — An act to amend Sections 13350, 13361, 13364, 17703, 17704, and 17705 of, and to repeal Section 13365 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the licensing of drivers of motor vehicles.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 17, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 1

Assembly Joint Resolution No. 27

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Joint Resolution No. 1 — Relative to military closures.

Referred to Committee on Fish and Game.

Assembly Joint Resolution No. 27 — Relative to nonstop jet airliner service between San Francisco and New York.

Referred to Committee on Transportation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 15, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1152

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bill was read the first time:

Assembly Bill No. 1152—An act to amend Sections 422 and 423 of the Probate Code, relating to the administration of estates.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 20, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1284

Assembly Bill No. 1715

Assembly Bill No. 1824

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 1284—An act to add Section 2181.06 to the Welfare and Institutions Code, relating to old age assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1715—An act to repeal Section 13363 of, and to add Section 13363 to, the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to conviction of a traffic offense in another state.

Referred to Committee on Transportation.

Assembly Bill No. 1824—An act to amend Section 32106 of the Health and Safety Code, relating to local hospital districts.

Referred to Committee on Local Government.

Chief Assistant Secretary Lachlan M. Richards at the Desk

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 13

Senate Bill No. 241

Senate Bill No. 393

Senate Bill No. 426

Senate Bill No. 427

Senate Bill No. 432

Senate Bill No. 617

Senate Bill No. 774

Senate Bill No. 780

Senate Bill No. 906

Senate Bill No. 956

Senate Bill No. 999

Senate Bill No. 1141

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 50

Senate Concurrent Resolution No. 51

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 613

Senate Bill No. 694

And reports the same correctly re engrossed.

BURNS, Chairman

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 271

Senate Bill No. 969

Senate Bill No. 628

Senate Bill No. 971

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 145

Senate Bill No. 245

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 913

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

BYRNE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Agriculture, to which was referred:

Senate Bill No. 983

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Public Utilities, to which were referred:

Senate Bill No. 986

Senate Bill No. 1006

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

SHORT, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred:

Senate Bill No. 484

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 793

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 946

Assembly Bill No. 1277

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DILLWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 777

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which was referred: Assembly Bill No. 218

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DILLWORTH, Chairman

Above reported bill re-referred to Committee on Finance.

Committee on Finance

SENATE CHAMBER, April 16, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 800

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MCBRIDE, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 5

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MCBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Bill No. 306

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE BILL NO. 306

Senator McBride moved that Senate Bill No. 306 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 306 An act to add Section 31408.5 to the Water Code, relating to county water districts.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 31408.5", and insert "Sections 31408.5, 30700.5, and 30748.5".

Amendment No. 2

On page 1, line 1, strike out "said code", and insert "the Water Code".

Amendment No. 3

On page 1, after line 11, insert:

"Sec. 2. Section 30700.5 is added to said code, to read:
30700.5. In the Pleasant Valley County Water District, every owner of land within the district, but no others, may vote at the election for directors or otherwise. The provisions of this section shall apply only to a county water district heretofore formed in Pleasant Valley, Ventura County. These special provisions are necessary for reasons similar to those expressed in Section 30205.

Sec. 3. Section 30748.5 is added to said code, to read:

30748.5. In the Pleasant Valley County Water District the certificate of nomination shall be signed by five owners of land within the district or 10 percent of owners of land within the district, whichever is the smaller number.

The provisions of this section shall apply only to a county water district heretofore formed in Pleasant Valley, Ventura County. These special provisions are necessary for reasons similar to those expressed in Section 30205."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Water Resources.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 815

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 815

Senator Regan moved that Senate Bill No. 815 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 815 An act to amend Section 4206 of the Government Code, and to amend Sections 5297 and 7216 of the Streets and Highways Code, and to amend Section 13 of the Drainage District Improvement Act of 1919 (Ch. 354, Stats. 1919), relating to bonds of contractors for public works.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

Strike out lines 1 to 4, inclusive, of the title of the printed bill, and insert "An act to add Sections 4209 and 4210 to the Government Code, relating to stop notices and".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 4209 is added to the Government Code, to read:

4209. In any case in which the law of this State requires that a contractor for construction of a public work file a payment bond, every person to whose benefit the bond issues who has not been paid in full before the expiration of 90 days after the day on which the last of the labor or materials was furnished or supplied by him for which his claim is made, shall have the right to sue on the bond for the amount, or the balance thereof, unpaid at the time of institution of such suit and to prosecute such action to final execution and judgment for the sum or sums justly due him; provided, however, that any person, other than a person who performs actual labor for wages, having direct contractual relationship with a subcontractor but no contractual relationship with the contractor furnishing said bond shall have a right of action upon the bond only upon giving written notice to said contractor within 90 days from the date on which such person furnished the last of the labor or materials for which such claim is made, stating with substantial accuracy the amount claimed and the name of the party to whom the labor or materials were furnished. Such notice shall be served by mailing the same by registered or certified mail, postage prepaid, in an envelope addressed to the contractor at any place he maintains an office or conducts his business, or his residence, or by personal service.

SEC. 2. Section 4210 is added to said code, to read:

4210. In any case in which the law of this State affords a right to a person furnishing labor or materials for a public work who has not been paid therefore to file a stop notice with the public work concerned and thereby cause the withholding of payment from the contractor for the public work, no such person, having direct contractual relationship with a subcontractor but no contractual relationship with the contractor, other than a person who performed actual labor for wages, may file such a notice, nor shall payment be withheld from any such contractor pursuant to any such notice, unless such person has given written notice to said contractor within 90 days from the date on which such person furnished the last of the labor or materials with respect to which the notice is given, stating with substantial accuracy the amount claimed and the name of the party to whom the labor or materials were furnished. Such notice shall be served by mailing the same by registered or certified mail, postage prepaid, in an envelope addressed to the contractor at any place he maintains an office or conducts his business, or his residence, or by personal service."

Amendment No. 3

On page 1, strike out line 2 to 18, inclusive; and strike out pages 2, 3, 4, and 5.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 883

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 883

Senator Thompson moved that Senate Bill No. 883 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 883 An act to add Section 34.1 to the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951), relating to judicial actions or proceedings by or against the district.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In lines 1 to 3, inclusive, of the title of the printed bill, strike out "Add Section 34.1 to the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405, Statutes of 1951)", and insert "amend Section 170 of the Code of Civil Procedure".

Amendment No. 2

In line 4 of the title, strike out "by or against the district".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 3

On page 1, strike out lines 1 to 6, inclusive, and insert

"SECTION 1. Section 170 of the Code of Civil Procedure is amended to read:

170. No justice or judge shall sit or act as such in any action or proceeding:

1. To which he is a party; or in which he is interested other than as a holder or owner of any capital stock of a corporation, or of any bond, note or other security issued by a corporation;

2. In which he is interested as a holder or owner of any capital stock of a corporation, or of any bond, note or other security issued by a corporation;

3. When he is related to either party, or to an officer of a corporation, which is a party, or to an attorney, counsel, or agent of either party, by consanguinity or affinity within the third degree computed according to the rules of law, or when he is indebted, through money borrowed as a loan, to either party, or to an attorney, counsel or partner of either party, or when he is so indebted to an officer of a corporation or unincorporated association which is a party; provided, however, that if the parties appearing in the action and not taken in default, or the petitioner in any probate proceeding, or the executor, or administrator of the estate, or the guardian of the minor or incompetent person, or the commissioner, or the referee, or the attorney for any of the above named, or the party or his attorney in all other or special proceedings, shall agree and file in the action or matter, a stipulation in writing waiving the disqualification mentioned in this subdivision or in subdivisions 2 or 4 hereof, the judge or court may proceed with the trial or hearing and the performance of all other duties connected therewith with the same legal effect as if no such disqualification existed;

4. When, in the action or proceeding, or in any previous action or proceeding involving any of the same issues, he has been attorney or counsel for any party; or when he has given advice to any party upon any matter involved in the action or proceeding; or when he has been retained or employed as attorney or counsel for any party within two years prior to the commencement of the action or proceeding;

5. When it is made to appear probable that, by reason of bias or prejudice of such justice or judge a fair and impartial trial cannot be had before him.

Whenever a judge or justice shall have knowledge of any fact or facts, which, under the provisions of this section, disqualify him to sit or act as such in any action or proceeding pending before him, it shall be his duty to declare the same in open court and cause a memorandum thereof to be entered in the minutes or docket. It shall thereupon be the duty of the clerk, or the judge if there be no clerk, to transmit forthwith a copy of such memorandum to each party, or his attorney, who

district, from issuing a temporary injunction or restraining order, which shall, if granted, remain in force until vacated or modified by the judge designated as herein provided.]

[7] 6. When, as a judge of a court of record, by reason of permanent or temporary physical impairment, he is unable to properly perceive the evidence or properly conduct the proceedings.

[8] 7. [Notwithstanding anything contained in subdivision 6 of this section,] A judge of the superior court or a judge of the municipal court or justice court of the judicial district, in which any real property is located, shall not be disqualified to hear or determine any matter in which the opposing party shall have failed to appear within the time allowed by law, or as to such of the opposing parties who shall have failed to appear within the time allowed by law, as to which matter or parties the same shall constitute purely a default hearing; provided, that nothing in this section contained shall be construed as preventing the judge of the superior court of such county, or of the municipal court of such judicial district, from issuing an order for immediate possession in proceedings in eminent domain.

Nothing in this section contained shall affect a party's right to a change of the place of trial in the cases provided for in Title 4, Part 2 of this code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 805

Senate Bill No. 893

Reports the same back with author's amendment, with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 805

Senator Miller moved that Senate Bill No. 805 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 805—An act to add Article 3.6 commencing at Section 75075 to Chapter 11 of Title 8, to add Sections 75103.1, 75106.5 and 75109 to, and to amend Section 75104.4 of, the Government Code, relating to judges' retirement.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, after the first comma, insert "and".

Amendment No. 1a

In line 3 of the title, strike out "and to amend Section 75104.4 of,".

Amendment No. 1b

On page 1, line 10, strike out "act", and insert "article".

Amendment No. 1c

On page 2, strike out lines 3 and 4; and in line 5, strike out "or".

Amendment No. 1d

On page 2, lines 5 and 6, strike out "if he is a justice of the Supreme Court or of a district court of appeal".

Amendment No. 2

On page 2, lines 10 and 11, strike out "to receive the benefits accorded by this article, as prescribed in Section 75075," and insert "as prescribed in Section 75075, to receive the benefits accorded by this article".

Amendment No. 3

On page 2, line 17, strike out "attaining age 70", and insert "the expiration of the time within which the judge is eligible to elect to receive the benefits accorded by this article".

Amendment No. 4

On page 2, line 23, strike out "The surviving spouse of such a judge", and insert "75077. The surviving spouse of a judge who qualifies, as prescribed in Section 75075, to receive the benefits accorded by this article and".

Amendment No. 5

On page 2, line 25, strike out "unmodified".

Amendment No. 6

On page 2, lines 26 and 27, strike out "retired under this chapter", and insert "receiving the benefits accorded by this article".

Amendment No. 7

On page 2, line 29, before "The", insert "75078."

Amendment No. 8

On page 2, line 29, after "spouse", insert "under this article".

Amendment No. 9

On page 2, line 32, strike out "75077", and insert "75079".

Amendment No. 10

On page 2, strike out lines 40 to 52, inclusive, and on page 3, strike out lines 1 to 3, inclusive.

Amendment No. 11

On page 3, line 4, strike out "4", and insert "3".

Amendment No. 12

On page 3, line 12, strike out "5", and insert "4".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 893

Senator Miller moved that Senate Bill No. 893 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 893—An act to amend Sections 68540, 68540.5, and 68541 of, and to add Sections 68547, 75082, 75103.1, 75106.5, and 75109 to, and to add Article 3.6 (commencing at Section 75675) to Chapter 11, Title 8 of, the Government Code, relating to judges.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate April 6, 1959, strike out "75082, 75103.1, 75106.5"; strike out lines 3 and 4 of the title, and in line 5 of the title strike out "Title 8 of", and insert "and 75082 to".

Amendment No. 2

In line 5 of the title, after "to", insert "the assignment of".

Amendment No. 3

On page 2, line 18, after "sitting", insert "in another justice court or a municipal court".

Amendment No. 4

On page 2, strike out lines 46 to 52, inclusive, and strike out all of pages 3 and 4.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Public Utilities

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Utilities, to which was referred:

Senate Bill No. 369

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

SHORT, Chairman

MOTION TO AMEND SENATE BILL NO. 369

Senator Dolwig moved that Senate Bill No. 369 be amended and re-referred to Committee on Public Utilities.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 369—An act to amend Section 851 of the Public Utilities Code, relating to the disposition of property by public utilities.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "I", and insert "I".

Amendment No. 2

On page 1, line 5, after "(Title 49, U. S. C.)", insert "for a common carrier by motor vehicle subject to Part 11 of the Interstate Commerce Act (Title 49, U. S. C.)".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Utilities.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 234

Reports the same back with author's amendments, with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 234

Senator Farr moved that Senate Bill No. 234 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 234—An act to add Chapter 25 (commencing at Section 1203.50) to Title 4, Part 3 of the Code of Civil Procedure, relating to oil and gas liens.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 10, of the printed bill, after "gas", insert "either in the development thereof or in working thereon by the subtractive process".

Amendment No. 2

On page 2, line 12, after "repair", insert "either in the development thereof or in working thereon by the subtractive process".

Amendment No. 3

On page 3, line 27, after "labor", insert "for which a lien is claimed under the provisions of this chapter".

Amendment No. 4

On page 3, strike out lines 34 to 36, inclusive, and insert "the same property shall be of equal standing. The lien provided for in this chapter arises on the date of the furnishing of the first item of material or services or the date of performance of the first labor for which lien is claimed."

Amendment No. 5

On page 4, lines 10 and 11, strike out "deposited in the United States mails", and insert "or certified mail".

Amendment No. 6

On page 4, strike out lines 18 to 34, inclusive.

Amendment No. 7

On page 4, line 35, strike out "1203.61", and insert "1203.60".

Amendment No. 8

On page 4, line 37, before "owner", insert "lessor or".

Amendment No. 9

On page 5, line 9, strike out "1203.62", and insert "1203.61".

Amendment No. 10

On page 5, line 15, strike out "1203.62.", and insert "1203.61. (a)".

Amendment No. 11

On page 5, line 16, strike out "mechanics' liens", and insert "provided in Chapter 2 (commencing at Section 1181) of Title 4 of Part 3 of the Code of Civil Procedure".

Amendment No. 12

On page 5, line 17, strike out "one year", and insert "180 days".

Amendment No. 13

On page 5, line 18, after the period, insert "If a credit be given and notice of the fact and terms of such credit be filed in the office of the county recorder subsequent to the filing of such lien and prior to the expiration of said 180-day period, then such lien continues in force until 180 days after the expiration of such credit, but no lien continues in force by reason of any agreement to give credit for a longer time than one year from the time the work is completed. If the proceedings to enforce the lien be not prosecuted to trial within two years after the commencement thereof, the court may in its discretion dismiss the same for want of prosecution, and in all cases the dismissal of such action (unless it be expressly stated that the same is without prejudice) or a judgment rendered therein that no lien exists shall be equivalent to the cancellation and removal from the record of such lien.

(b) As against any purchaser or encumbrancer for value and in good faith whose rights are acquired subsequent to the expiration of the 180-day period following the filing of such lien, no giving of credit or extension of the lien or time to enforce the same shall be effective unless evidenced by a notice or agreement filed for record in the office of the county recorder prior to the acquisition of the rights of such purchaser or encumbrancer."

Amendment No. 14

On page 5, strike out lines 19 to 26, inclusive, and insert "1203.62. If a lien provided for in this chapter attaches to a leasehold estate, forfeiture of such an estate shall not impair any such lien as to material, machinery, supplies and the specific improvement located thereon and to which said lien attached prior to forfeiture."

Amendment No. 15

On page 5, line 27, strike out "1203.64", and insert "1203.63".

Amendment No. 16

On page 5, strike out lines 34 to 38, inclusive, and insert "Nothing in this chapter shall be construed to impair or affect the right of any person to whom any debt may be due for work performed or materials or services furnished to maintain a personal action against the person liable for such debt.

1203.64. All claims for liens and likewise all actions to recover therefor under this chapter shall be assignable upon compliance with the provisions of Section 1203.58 so as to vest in the assignee all rights and remedies herein given subject to all defenses thereto that might be raised if such assignments had not been made."

Amendment No. 17

On page 5, line 39, strike out "1203.66", and insert "1203.65".

Amendment No. 18

On page 6, line 6, strike out "1203.67", and insert "1203.66".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO APPROVE JOURNALS

Senator Burns moved that the Journals for Monday, April 13, 1959; Tuesday, April 14, 1959; Wednesday, April 15, 1959; Thursday, April 16, 1959; and Friday, April 17, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

RESOLUTIONS

The following resolutions were offered:

By Senators Christensen, Berry, Burns, Collier, Coombs, Gibson, Hollister, Holmdahl, Johnson, McCarthy, Thompson, and Donnelly (Co-authored by Assemblymen Luckel, Don A. Allen, Backstrand, Belotti, Winton, Coolidge, Rumford, Ernest R. Geddes, Gaffney, Johnson, Meyers, Rees, Grant, Dahl, Biddick, and Bradley):

Senate Resolution No. 87

Relative to the death of P. Arnold Anderson

WHEREAS, The Members of the California Legislature have learned with great shock of the death of P. Arnold Anderson, the founder and longtime legislative representative of the Municipal License Tax Association and the Private Truck Owners Bureau of California; and

WHEREAS, The information and assistance that Mr. Anderson gave to past and present Members of the Legislature were of inestimable value in the solution of numerous and vexing legislative problems; and

WHEREAS, For a number of years Mr. Anderson was a member of the State Advisory Committee on Motor Vehicle Legislation, and was once associated with the California Manufacturers' Association, the Great Western Power Co., and the Old Bank of Oakland; and

WHEREAS, He was a member of the First Presbyterian Church of Oakland, the Rotary Club of San Francisco, the Sater Club of Sacramento, the Commonwealth Club of California, and many other organizations; and

WHEREAS, He was held in high esteem by all those who were privileged to know and work with him, and will long be remembered for his ability, his energy, his friendliness and his ever-willingness to help those who had occasion to seek his counsel; now, therefore, be it

Resolved by the Senate of the State of California. That the Members of the Legislature deeply regret the passing of P. Arnold Anderson and hereby convey to his

widow, Isabel, and his sons, Alan, Arnold and Donald, their most heartfelt sympathy; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the widow and family of Mr. P. Arnold Anderson.

Resolution read, and unanimously adopted on motion of Senator Christensen.

By Senators Richards and Stiern:

Senate Resolution No. 88

Relative to AV-EK Empire Water Day.

WHEREAS, Residents of the Antelope Valley East Kern water basin area have labored industriously for the past five years in the field of educating themselves with problems concerning water, both in their area and in California's statewide water problems as a whole; and

WHEREAS, The first phases of the investigation of alternative aqueduct systems to serve Southern California by the Department of Water Resources of the State of California envision delivery of supplemental water to this same area by 1971 through the east branch of the Southern California Aqueduct System; and

WHEREAS, The Antelope Valley-East Kern Water Basin Association, Incorporated, is an organization of citizens banded together to work for the cause of supplemental water and the common good of their area of some 2,000 square miles, located in the high desert portions of parts of the Counties of Kern and Los Angeles; and

WHEREAS, The Board of Directors of the Antelope Valley East Kern Water Basin Association, meeting in regular session, March 31, 1959, did, in fact, act on requests made to that body, that they schedule a public education, on June 6, 1959, for the express purpose of adequately dramatizing the major accomplishment in their efforts in obtaining supplemental water; and

WHEREAS, This daylong celebration has now been scheduled for June 6, 1959, and said event has been appropriately named, AV-EK Empire Water Day; and

WHEREAS, It will be a daylong affair with activities in every community lying within the boundaries of the basin area; and

WHEREAS, The residents of the Antelope Valley East Kern water basin should indeed be recognized for their outstanding leadership, their spirit of self-help, and their sincere spirit and assistance to officials of the Department of Water Resources, State of California, and assistance to the various legislative committees on water problems; now, therefore, be it

Resolved by the Senate of the State of California, That the members of the Senate extend their congratulations to the residents of the Antelope Valley-East Kern water basin area, and to the officers, directors and members of the Antelope Valley East Kern Water Basin Association, Incorporated, and the best wishes of the members are extended to them on the occasion of AV-EK Empire Water Day, June 6, 1959; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to the office of the Antelope Valley East Kern Water Basin Association.

Resolution read, and referred to Committee on Rules.

By Senator McAteer:

Senate Resolution No. 89

Relative to congratulating Mr. Frank Curley

WHEREAS, President Dwight D. Eisenhower has called a meeting of the President's Committee on Employment of the Physically Handicapped, in Washington, D. C., on May 7 and 8, 1959; and

WHEREAS, The purpose of this meeting is to discuss measures and formulate plans for bringing home to employers the fact that it is good business to hire handicapped persons, and that when properly trained and placed in the right jobs handicapped workers generally equal or exceed the production records of able-bodied persons; and

WHEREAS, Mr. Frank Curley of San Francisco, a nationally known and recognized authority on veterans affairs, has been invited to attend this meeting; and

WHEREAS, Frank Curley has long been known for his service to disabled veterans, having introduced to the Veterans Administration as early as 1945 a workable on-the-job training program which was successful in returning thousands of World War II disabled veterans to employability, dignity, and full status as taxpaying citizens; and

WHEREAS, It is entirely fitting that Frank Curley has been chosen to attend this meeting so that the others in attendance may have the benefit of his vast experience in the area of disabled and handicapped workers; now, therefore, be it

Resolved by the Senate of the State of California, That the members of this House congratulate and commend Frank Curley, not only for his previous outstanding accomplishments in the field of returning disabled veterans to full productivity but for this recognition at the national level of his fine work on behalf of disabled persons everywhere; and be it further

Resolved, That the Secretary of the Senate be hereby directed to transmit a suitably prepared copy of this resolution to Mr. Frank Curley.

Resolution read, and unanimously adopted on motion of Senator McAtcer.

CONSIDERATION OF DAILY FILE UNFINISHED BUSINESS

Senate Bill No. 327—An act to add Section 1507 to the Education Code and Section 10810 to the Education Code, as proposed by Senate Bill No. 2, relating to education.

CONSIDERATION OF GOVERNOR'S VETO

Governor's message stating his objections read previously.

The question being: Shall Senate Bill No. 327 become a law notwithstanding the objections of the Governor?

The roll was called, and the Senate sustained the objections of the Governor by the following vote:

AYES—None.

NOES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—37.

SECOND READING OF SENATE BILLS

Senate Bill No. 480—An act to amend Sections 306, 320, 332, 351, 362, 365, 369, 374, 382, 388, 397, 407, 408, 409, 410, 415, 422, 435, 440, 446, 453, 456, 460, 467, 470, 476, 487, 492, 493, 494, 506, 521, 528, and 529 of, to amend and renumber Sections 553, 557 and 614 of, to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of and to add Sections 486, 514, 543.1, 544, 545, 546, 547.1, 548, 549, 550, 551, 552, 553.1, 554, 555, 556.1, 557.1, 558.1, 559.1, 560.1, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587 and 588 to, the Streets and Highways Code, relating to state highways, providing for a California Freeway and Expressway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 11 of the title of the printed bill as amended in the Senate April 10, 1959, strike out "and 588", and insert "588 and 589".

Amendment No. 2

On page 4, strike out all of line 7.

Amendment No. 3

On page 4, line 13, after the word "to", insert "the south boundary of".

Amendment No. 4

On page 6, line 7, after "39", insert "47".

Amendment No. 5

On page 6, line 12, strike out "288", and insert "289".

Amendment No. 6

On page 13, between lines 18 and 19, insert
"SEC. 87. Section 589 is added to said code, to read:

589 Route 289 is eastern of the Roadside Freeway from San Jose to the highway described in subdivision one of Section 5334, the Hunters Point Freeway."

Amendment No. 7

On page 13, line 19, strike out "87", and insert "88".

Amendment No. 8

In lines 4 and 5 of the title of the printed bill, as amended in Senate April 10, 1959, strike out "557".

Amendment No. 9

On page 10, strike out lines 9 to 12, inclusive.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 900—An act to amend Section 1801 of the Military and Veterans Code, relating to fraudulent representations or solicitations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 799—An act to amend Section 980 of the Military and Veterans Code, relating to the definition of term "veteran."

Bill read second time.

Motion to Re-refer Senate Bill No. 799

Senator McBride moved that Senate Bill No. 799 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 727—An act to add Section 23014 to the Government Code, relating to the establishment of county revolving funds to finance district improvements.

Bill read second time.

Motion to Amend

Senator Rodda moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 3, 1959, in lines 5 and 6, strike out "district or districts, other than a school district", and insert "county sanitation district or county maintenance district".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1192—An act to amend Sections 5781.10 and 5781.12 of, and to add Sections 5781.20, 5781.21, 5781.22, 5781.23, 5781.24, 5781.25, and 5781.26 to, the Public Resources Code, relating to recreation and park districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Assembly March 12, 1959, strike out "fifty-fourth", and insert "sixtieth".

Amendment No. 2

On page 1, line 4, strike out ", at 12 o'clock noon,".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 899—An act to amend Section 13414 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to dismissal of school district employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Collier, Coombs, Farr, Fisher, Gibson, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, O'Sullivan, Richards, Rodda, Short, Slattery, Steen, and Teale—21.

NOES—Senators Beard, Burns, Byrne, Cameron, Cobey, Dilworth, Dolwiz, Donnelly, Grunsky, McCarty, Murdy, Thompson, and Williams—13.

Bill ordered transmitted to the Assembly.

Senate Bill No. 728—An act to add Section 11689 to the Health and Safety Code, relating to evidence in criminal actions and proceedings involving narcotic laws.

Bill read third time.

PREVIOUS QUESTION

Senator Murdy moved the previous question.

Motion carried.

The President put the question.

The question being on the final passage of Senate Bill No. 728.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Grunsky moved a call of the Senate.

Motion carried. Time, 4.26 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE**CONSIDERATION OF DAILY FILE (RESUMED)****THIRD READING OF SENATE BILLS (RESUMED)**

Senate Bill No. 905—An act to amend Sections 445 and 531 of, and to add Sections 531.1 and 1061.1 to, the Revenue and Taxation Code, all relating to property taxation and providing for the assessment of property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE ASSEMBLY DISPENSED WITH

At 4.30 p.m., on motion of Senator Grunsky, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 728 passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Christensen, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, Regan, Thompson, and Williams—21.

NOES—Senators Arnold, Beard, Cameron, Cobey, Collier, Coombs, Farr, Fisher, Holmdahl, Miller, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, and Teale—18.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 753—An act to add Section 12707.6 to the Business and Professions Code, relating to public weighmasters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 790—An act to amend Section 2245.5 of the Business and Professions Code, relating to prechiropractic education of applicants for chiropractic certificates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 694—An act to amend Section 3358 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to charges for use of school property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 351—An act to repeal Article 4, comprising Sections 1154 to 1164, inclusive, of Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, and to add Article 4, comprising Sections 1154 to 1165, inclusive, to Chapter 3, Title 4, Part 4, Division 2 of the Civil Code, relating to gifts of money and securities to minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 795—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Motion to Refer Bill to Inactive File

Senator Dolwig moved that Senate Bill No. 795 be placed on the inactive file.

Motion carried.

Senate Bill No. 971—An act to amend Section 1352 of the Labor Code, relating to hours of employment of women and minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—Senator Holmdahl—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 13—An act to amend Section 2421.5 of the Education Code, relating to school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 241—An act to amend and renumber Section 2047 of the Penal Code, relating to rules and regulations governing conduct of prisoners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 393—An act to amend Section 28361 of the Health and Safety Code, relating to canneries.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 426—An act to amend Section 16111 of the Education Code, and Section 10652 of the Education Code as proposed by Senate Bill No. 2, relating to tuition fees for veterans' children.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 427—An act to amend Sections 890, 891, 894 and 895 of, and to add Section 896.1 to the Military and Veterans Code, relating to educational assistance to veterans' dependents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 432—An act to add Section 996.21 to the Military and Veterans Code, relating to facilities and buildings of the Department of Veterans Affairs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister,

Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 533—An act to add Sections 7307.5 and 7372.5 to the Business and Professions Code, relating to cosmetology.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 623—An act to amend Sections 20040, 20081, 20082, 20083, 20085, and 20086 of, to repeal Section 20084 of, and to add Sections 20082.5 and 20084 to, the Water Code, relating to supervision of districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 637—An act to add Section 1241.7, Water Code, relating to water appropriated for gold mining purposes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—31.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 741—An act to add Section 804.2 to the Agricultural Code, relating to shipment of pears outside the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 774—An act to amend Section 9102 of the Government Code, relating to legislative offices.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmehill, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Stiern, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 5.10 p.m., Senator Richards asked for, and was granted, unanimous consent to have the record show that he was excused to attend a legislative session elsewhere.

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 956—An act to amend Section 1421 of the Health and Safety Code, relating to hospitals and nursing homes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Holmehill, Johnson, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 271—An act to add Sections 24100.1, 24101.1, 24101.2, 24101.3, and 24101.4 to, and to amend Section 24108 of, the Health and Safety Code, relating to health, sanitation, and safety in water sports and recreation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, Montgomery, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Thompson, and Williams—25.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 628—An act to amend Section 8952 of, and to add Section 8953 to, the Health and Safety Code, relating to public cemetery districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code.

relating to the board of directors of the San Francisco Bay area Rapid Transit District.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 530 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Assembly Bill No. 176 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 551—An act to amend Section 24005 of the Government Code, relating to vacations of county employees.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 551 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 552—An act to amend Section 53205.1 of the Government Code, relating to premium payments by local agencies from public funds.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 552 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 863—An act to amend Section 5024 of the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time, and presented by Senator Regan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 35—An act to amend Section 502 of the Agricultural Code, relating to approved milk inspection service.

Bill read third time, and presented by Senator Rattigan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 211—An act to amend Sections 18001, 18002, 18350, 18355, and 18444 of, and to add Section 18350.5 to, the Health and Safety Code, relating to auto and trailer parks and tent camps.

Bill read third time.

Motion to Amend

Senator Johnson moved the adoption of the following amendment:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in the Assembly March 20, 1959, strike out "18001, 18002."

Amendment No. 2

On page 1, strike out all of lines 1 to 21, inclusive.

Amendment No. 3

On page 2, line 1, strike out "SEC. 3", and insert "SEC. 1".

Amendment No. 4

On page 2, line 8, strike out the second "and", and on line 9 strike out "mobile home parks".

Amendment No. 5

On page 2, line 10, strike out "trailers," and insert "and".

Amendment No. 6

On page 2, line 10, strike out "and mobile homes".

Amendment No. 7

On page 2, line 23, strike out "SEC. 4", and insert "SEC. 2".

Amendment No. 8

On page 2, line 24, strike out "and mobile home parks".

Amendment No. 9

On page 2, line 26, strike out "and mobile homes".

Amendment No. 10

On page 2, line 29, strike out "SEC. 5", and insert "SEC. 3".

Amendment No. 11

On page 2, line 38, strike out "SEC. 6", and insert "SEC. 4".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Bill read third time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 16, 1959, after line 9, insert

" "Body of water" means a reservoir or lake.

"Owned" means owned or controlled".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Senate Committee on Rules has appointed Senator Ronald G. Cameron to serve on the Standing Committees on Fish and Game, Institutions, Natural Resources, and Military and Veterans Affairs to fill existing vacancies.

BURNS, Chairman

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 900

And reports the same correctly engrossed.

BURNS, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1256: By Senator Williams—An act to amend the title to Chapter 8 (commencing with Section 1131) of Part 3, Division 2 of the Labor Code, and to amend Sections 1131, 1132, and 1134, and to amend and renumber Section 1136 of said code, relating to boycotts and strikes.

Referred to Committee on Labor.

Senate Bill No. 1257: By Senator Murdy—An act to amend Section 1 of the Orange County Water District Act (Chapter 924 of the Statutes of 1933), relating to the Orange County Water District.

Referred to Committee on Local Government.

Senate Bill No. 1258: By Senator Gibson—An act to amend Section 226 of the Public Utilities Code, relating to passenger stage corporations.

Referred to Committee on Public Utilities.

Senate Bill No. 1259: By Senator Gibson—An act to amend Section 19035.5 of the Business and Professions Code, relating to the California Advisory Board of Furniture and Bedding.

Referred to Committee on Business and Professions.

Senate Bill No. 1260: By Senator Holmdahl—An act to repeal Chapter 9.1 (commencing at Section 73075) of, and to add Chapter 9.1 (commencing at Section 73075) to, Title 8 of the Government Code, relating to municipal courts in Alameda County.

Referred to Committee on Local Government.

Senate Bill No. 1261: By Senator McAteer—An act to amend Section 6025.1 of the Penal Code, relating to the Board of Corrections.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1262: By Senators Erhart, Christensen, Arnold, and O'Sullivan—An act to amend Sections 12150, 12151, and 12152 of the Fish and Game Code, relating to revocation of hunting licenses.

Referred to Committee on Fish and Game.

Senate Bill No. 1263: By Senators Arnold and Berry—An act to amend Section 4167 of the Public Resources Code, relating to use of equipment without approved spark arresters.

Referred to Committee on Natural Resources.

Senate Bill No. 1264: By Senators Arnold and Berry—An act to amend Section 4168 of the Public Resources Code, relating to the prohibition against possessing and firing of tracer and incendiary bullets.

Referred to Committee on Natural Resources.

Senate Bill No. 1265: By Senators Arnold, Brown, Farr, Miller, Byrne, Cameron, Berry, Teale, Regan, and Hollister—An act to add Chapter 11 (commencing at Section 4980) to Division 4 of the Public Resources Code, relating to California Conservation Camps.

Referred to Committee on Natural Resources.

Senate Bill No. 1266: By Senator Arnold—An act to amend Section 4012 of the Public Resources Code, relating to the procedure of releasing arrested persons on their promise to appear before a magistrate.

Referred to Committee on Judiciary.

Senate Bill No. 1267: By Senators Arnold and Berry—An act to amend Section 4009 of the Public Resources Code, relating to the appointment of voluntary fire wardens, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Natural Resources.

Senate Bill No. 1268: By Senator Arnold—An act to amend Section 4011 of the Public Resources Code, relating to the designation of peace officers and their powers.

Referred to Committee on Natural Resources.

Senate Bill No. 1269: By Senator Short—An act to repeal Section 4453 of, and to add Section 4153 to, the Labor Code, relating to workmen's compensation benefits.

Referred to Committee on Labor.

Senate Bill No. 1270: By Senator Dolwig—An act to amend Section 4614.14 of the Health and Safety Code, relating to municipal sewer districts.

Referred to Committee on Local Government.

Senate Bill No. 1271: By Senator Johnson—An act to amend the heading of Chapter 3 (commencing at Section 37650) of, and to add Chapter 4 (commencing at Section 37700) to, Part 8 of Division 13 of the Water Code, relating to California water districts.

Referred to Committee on Local Government.

Senate Concurrent Resolution No. 52: By Senator Byrne—Relative to the Joint Interim Committee on Agriculture and Livestock Problems.

Referred to Committee on Rules.

ADJOURNMENT

At 5.42 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Tuesday, April 21, 1959.

JOHN F. LEA, Minute Clerk.

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SIXTY-NINTH LEGISLATIVE DAY

SEVENTY-SEVENTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 21, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAttee, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams 39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, in our work as legislators we realize that we are wide open to praise and criticism for our efforts. When we are praised, keep us from being puffed up, remembering that "pride goeth before destruction, and a haughty spirit before a fall." When we are criticised, help us not to be resentful and reply in kind, remembering that "a soft answer turneth away wrath." AMEN.

Chief Assistant Secretary Lachlan M. Richards at the Desk

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Shaw, on motion of Senator Stiern, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. W. S. Ripley, superintendent, Mr. Donald E. Clark, Mrs. Joseph Hejny, Mrs. Thorwald Rawn, Mrs. Charles Coulter, Mr. Billy Matta, bus driver, and the following students of Sequoia Union Elementary School: Douglas Brown, David Cairns, Larry Coulter, Karon Crow, Carrol Faulkner,

Mary Flores, Nancy Friend, Patricia Gilmore, Hector Gonzales, Fernando Guerrero, Diane Hejny, Linda Lane, Louis Quezada, Dennis Radford, Barbara Ragsdale, Raymond Rawn, Judy Rice, Jack Ripley, Irene Subia, Gilbert Torres, Pearl Tucker, Henry Wadkins, Wallace Wicks, and Luis Guerra.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Vern Genesey, Mr. and Mrs. Al Dennis, and the following students of Middletown Unified School: Nick Bennett, Carl Barker, Chuck Crofoot, David Cook, Don Carter, Gary Del Carlo, Fred Grimm, Frank Greenwade, Kenny Gordon, Ronald McDonald, Gary Rhodes, Bob Whitman, Rich Whitman, Luella Kirkpatrick, Susan Simon, Pauline Pierce, Geraldine Grimm, and Jim Darnell.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Faye M. Barkley, teacher, Mrs. Andrew Alfieri, Mrs. Harry Haas, Mrs. Martin Vander Beek, room mothers, Mr. Roy E. Marshall, bus driver, and the following students of Van Allen School: Judy Alfieri, John Burnett, Evelyn Enos, Janet Enos, Manuel Enos, Herman Gonzalez, Jimalu Gott, Gary Gomes, Paula Haas, Robert Judd, Barbara Lopez, Severa Aliva, Ronald Riesenbeck, Frank Rodriguez, Jessie Romero, Janice Gentry, Carmen Silber, Sandra Vander Beek, and Barbara Cantrel.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of St. Thomas More School: Colette Almeida, Paulette Almeida, Vincent Amado, Patricia Bankert, Barbara Bauer, Margaret Bent, Robert Buckley, John Castagnetto, Sharyn Ciolino, Michele Clare, Laura Close, Maureen Cullen, Therese Elliot, Anita Flynn, William Fritz, Rocky Gianatasio, John Gohery, Danny Hansen, Richard Kane, Robert Keffe, Albert Lujan, Elizabeth MacKinnon, Janice Martire, Sandra Mattson, Cheryl Muleahy, Michael Palacios, Joan Pamela, Charles Reardon, Virginia Reardon, Allaire Sawyer, Maureen Shea, Michael Sowden, Hazel Stergar, Richard Titus, Joseph Todaro, Roger Valinoti, Cheryl Wagner, Patricia Warren, Christine Wegman, and Robert Wright.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mack Thompson, Mrs. Charles McCarty, Mrs. Virgil Jolliffe, Mrs. R. T. Wedding, and Mrs. R. E. Mickelson, all of Riverside.

On request of Senators Dolwig and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John F. Baucher, Douglas Baucher, Theodore Baucher, and Kit Dutton, all of San Mateo.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Ed Sullivan of Sutter County and Mrs. E. C. Johnson of Marysville.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Robert Pickering, Mrs. Glen Fulkerson, Mrs. Kenneth Venn, Mrs. Bea Crawford, Mrs. L. C. Wright, Mrs. E. P. Worth, Jr., all of El Cajon; and Mrs. Kirk Abbey and Mrs. Ian Thomson, President of League of Women Voters, both of San Diego.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. June A. Mow, Mrs. T. F. Wakeman, Mrs. Ralph DeGiarmo, Mrs. George MacPherson, all of Santa Rosa; Mrs. George Stanley of Windsor; Mr. James Logan Smith of Santa Rosa; and Mr. Thomas L. Beasley of Vallejo, who is also the guest of Senator Gibson.

On request of Senators Stiern and Shaw, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Gay Cotten of Cucamonga.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Fred Harding, Mrs. Daisy Hickman, Mrs. Ruth Stonebraker, and Mrs. C. A. Bowker, all of Bakersfield; and Mrs. Wanda McMilligan of Sacramento.

On request of Senator Gibson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Donald Siegel, Mrs. Ransom Getchell, Mrs. Bernard Montgomery, and Mrs. Howard Carlson, of the League of Women Voters of Vallejo.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Cornelius Van Vijk of Esequon.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Peter de Cler and son Jack of Leiden, Holland; and Mrs. Marion Borgfeldt and Mrs. Ruth Church Gupta of San Francisco.

On request of Senators Beard and Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Darrell P. McCrory of Los Angeles.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Vandenberg, Mrs. James Wrightson, Mrs. Richard Clark, of Fresno; and Mrs. V. Colver of Clovis.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. John C. Cirelli and Marian Cirelli of San Jose.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Jean Sikora and Mrs. Jackie T. Boswell of Santa Ana.

On request of Senator Farr, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Adrian Bennett, Pat Redmon, Mrs. Charles Boling, Mrs. Joseph Morlin, Mrs. Martin Glaser, Mrs. Richard Eldred, Mrs. H. T. Stotler, Mrs. J. B. Spellar, Mrs. Norma Cohn, Mrs. Gus Mucke, and Janet H. Farr, members of the League of Women Voters of Monterey Peninsula.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Donald Robinson, Mrs. Reginald Streeter, Mrs. Norma Fitzgerald, Mrs. Trent Harrington, and Mrs. Thos. Bedell, all of Merced.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. L. L. Selieman and Mrs. Floyd Brown, both of Exeter; Mrs. Carl Morin of Ivanhoe; Mrs. Byron Miksch, teacher; Mrs. Mary McDowall, principal; and the following students of Three Rivers Union School: Loanne

Hicks, Linda Nunnelee, Janet Miksch, Gary Howe, Candace Pilcher, Colleen Smith, Rodney Wilson, James Grindle, David Gross, Beverly Ryan, Roberta Coffelt, and Suzanne Wells.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Melzar Jones of the League of Women Voters of Los Angeles; Mrs. Rudolph Kuehn and Mrs. Foster Campbell of Pasadena; Ruenell Ortega of Twentynine Palms; Barbara Scott and Nancy Hall of Los Angeles; Mrs. Robert Zurbach, president; Mrs. David Menkin, first vice president; and the following members of the League of Women Voters of Pasadena: Mrs. John F. Ryan, Mrs. Arthur White, Mrs. Lawrence Spear, Mrs. H. B. Smith, Mrs. Frederick C. Lindvall, Mrs. William Irvine, Mrs. Johannes van Overbeek, Mrs. Harold H. Bjornstrom, Mrs. Paul Madsen, Mrs. Henry Castor, Mrs. Paul Craven, Mrs. Ward Duffy, Mrs. Hugh Monahan, Mrs. Charles Clement, Mrs. Walter Kuns, Mrs. Robert Paradise, and Mrs. James D. McLean.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Evelyn Hall and Mrs. Margaret La Fond of Hayward; Mrs. Laura Shuger of Castro Valley; Jack Yeoman of San Lorenzo; Mrs. Enid Dumas and Miss Dorothy Williams of Berkeley; Mrs. Hobart Knapp of El Cerrito; Mrs. Marilyn Malone, Mrs. Jane Hargis, and Mrs. Donald F. Dillon of Irvington; Mrs. Phyllis Wentworth of Niles; and Mrs. Jean Hodgkins and Mrs. Charlotte Johnston of Fremont, members of the Fremont League of Women Voters. Also Mrs. Daniel Dewey, Mrs. Golden Baird, and the following members of the eighth grade of Anna Head School in Berkeley: Kathryn Austin, Mardi Balaam, Sherrill Coles, Mary Ann Corse, Susan Forbes, Anne Goodrich, Kathleen Griffith, Susanne Harrer, Nancy Harrington, Dee Hopkin, Pamela Horner, Jett Horton, Jane Ireland, Jacqueline Jaureguy, Susan Johnson, Wendy Jordan, Susan Laughlin, Patricia McCarty, Barbara Naismith, Polly Nicolaus, Janina Novak, Bright Smith, Ruth Townsend, Candyce Willson, and Dani Knight.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF WATER RESOURCES

SACRAMENTO, April 17, 1959

*Hon. Joseph A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: I have the honor to transmit herewith for the information of the California State Senate, Department of Water Resources Bulletin No. 70, entitled "Orange County Land and Water Use Survey, 1957," dated January, 1959.

Orange County is experiencing a rapid growth in population and a corresponding transformation from an agricultural to an urban economy. The Department of Water Resources, under its responsibility to carry on continuing investigations of the water problems of the State, has analyzed the effect of this changing economy on Orange County's water requirements.

With Southern California's economy closely geared to available water supplies, inventories such as the one presented in this report are playing an increasingly important role. The data derived from this and other land and water use surveys are fundamental to determining the time when additional water supplies will be needed and the planning and construction of projects to assure the satisfaction of these water demands.

Sincerely,

HARVEY O. BANKS, Director

Attach.

MESSAGE TO THE SENATE FROM SENATOR THOMPSON

MR. PRESIDENT AND GENTLEMEN OF THE SENATE: The bottle and the package you find on your desks are prune juice and prunes, both packed by Sunsweet Growers, Inc., with their headquarters in San Jose. These products were arranged to present to you by a man whom you know well, Mr. Vince Garrod of San Jose, who is a director of Sunsweet Inc., of course the purpose being to keep you well and healthy, which these products are guaranteed to do.

The products are packed in Santa Clara County and some of them are grown in Santa Clara County, but in many of your districts you will find prunes are grown and dehydrated.

Certainly they protect the health of our Nation.

Thank you.

JOHN F. THOMPSON

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 812

Assembly Bill No. 1073

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 265

Senate Bill No. 280

Senate Bill No. 342

Senate Bill No. 347

Senate Bill No. 356

Senate Bill No. 377

Senate Bill No. 380

Senate Bill No. 381

Senate Bill No. 382

Senate Bill No. 383

Senate Bill No. 384

Senate Bill No. 385

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 104

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bill ordered to unfinished business file.

ASSEMBLY CHAMBER, April 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 419

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 419—An act to add Chapter 8.5 (commencing with Section 1137) to Part 3. of Division 2 of, and to repeal Chapter 7

(commencing with Section 1115 of Part 3, of Division 2, of the Labor Code, relating to labor organization representation.

Referred to Committee on Labor.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 21, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 925
Assembly Bill No. 959
Assembly Bill No. 964
Assembly Bill No. 1084
Assembly Bill No. 1155
Assembly Bill No. 1250
Assembly Bill No. 1269
Assembly Bill No. 1302
Assembly Bill No. 1356
Assembly Bill No. 1387
Assembly Bill No. 1456
Assembly Bill No. 1491
Assembly Bill No. 1493
Assembly Bill No. 1497
Assembly Bill No. 1503
Assembly Bill No. 1519
Assembly Bill No. 1584

Assembly Bill No. 1585
Assembly Bill No. 1586
Assembly Bill No. 1589
Assembly Bill No. 1652
Assembly Bill No. 1770
Assembly Bill No. 1782
Assembly Bill No. 1797
Assembly Bill No. 1887
Assembly Bill No. 1901
Assembly Bill No. 1902
Assembly Bill No. 1909
Assembly Bill No. 1914
Assembly Bill No. 1982
Assembly Bill No. 1986
Assembly Bill No. 1989
Assembly Bill No. 2034

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 925—An act to amend Section 1557.1 of the Probate Code, relating to the purchase of realty.

Referred to Committee on Judiciary.

Assembly Bill No. 959—An act to amend Section 18941 of the Government Code, relating to nonsalaried assistants to the State Personnel Board.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 964—An act to repeal Sections 1653 and 1654 of the Insurance Code, as enacted by the Legislature at the 1959 Regular Session, relating to producers' licenses.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1084—An act to amend Section 14376 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the employment after retirement of certificated employees by school districts.

Referred to Committee on Education.

Assembly Bill No. 1155—An act to add Section 1953f.5 to the Code of Civil Procedure, relating to competency of business records as evidence.

Referred to Committee on Judiciary.

Assembly Bill No. 1250—An act to amend Section 11166.12 of the Health and Safety Code, relating to narcotic prescriptions.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1269—An act to add Section 337a to the Code of Civil Procedure, relating to the statute of limitations on certain types of contracts and book accounts.

Referred to Committee on Judiciary.

Assembly Bill No. 1302—An act to amend Sections 72702, 72702.5, 72703, 72704, 72704.5, 72705, 72705.5, 72751, 72752, 72753, 72754, 72755, and 72760 of the Government Code, relating to the officers and attaches of municipal courts of Los Angeles County.

Referred to Committee on Local Government.

Assembly Bill No. 1356—An act to amend Sections 72640, 72645, 72646, 72647, 72649, and 72650 of the Government Code, relating to the Office of Marshal of Municipal Courts, Los Angeles County.

Referred to Committee on Local Government.

Assembly Bill No. 1387—An act to add Section 3448 to Title 3, Part 2, Division 4 of the Civil Code, relating to assignments for the benefit of creditors.

Referred to Committee on Judiciary.

Assembly Bill No. 1456—An act to amend Sections 5901 and 5931 of the Elections Code, relating to absent voters.

Referred to Committee on Elections.

Assembly Bill No. 1491—An act to add Section 169.2 to the Civil Code, relating to earnings and accumulations after an interlocutory judgment of divorce.

Referred to Committee on Judiciary.

Assembly Bill No. 1493—An act to amend Section 1032.5 of the Code of Civil Procedure, relating to jury expenses.

Referred to Committee on Judiciary.

Assembly Bill No. 1497—An act to amend Section 71085 of the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 1503—An act to add Section 376 to the Elections Code, relating to voter statistics.

Referred to Committee on Elections.

Assembly Bill No. 1519—An act to amend Section 29320 of the Government Code, relating to a revolving fund for the superior court.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1584—An act to add Section 555 to the Probate Code, relating to deposits of money in lieu of bonds.

Referred to Committee on Judiciary.

Assembly Bill No. 1585—An act to add Section 771.5 to the Probate Code, relating to the sale of subscription rights without prior court approval.

Referred to Committee on Judiciary.

Assembly Bill No. 1586—An act to amend Sections 676, 677 and 680½ of the Code of Civil Procedure, relating to undertakings in actions to set aside fraudulent transfers and conveyances.

Referred to Committee on Judiciary.

Assembly Bill No. 1589—An act to add Section 665.5 to the Elections Code, relating to election procedure.

Referred to Committee on Elections.

Assembly Bill No. 1652—An act to amend Section 17829 of the Health and Safety Code, relating to housing.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1770—An act to add Section 34704.1 to the Water Code, relating to officers of California water districts.

Referred to Committee on Local Government.

Assembly Bill No. 1782—An act to amend Section 74642, to amend and renumber Sections 74643 and 74644, and to add Section 74644.1 to, the Government Code, relating to the municipal court established in a district embracing the City of Santa Barbara.

Referred to Committee on Local Government.

Assembly Bill No. 1797—An act to add Section 320 to the Agricultural Code, and Section 26528 to the Health and Safety Code, relating to illegal possession or use of sulfur dioxide.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1887—An act to amend Section 103.1 of the Welfare and Institutions Code, relating to the administration of public assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1901—An act to add Section 2180.7 to the Welfare and Institutions Code, relating to applicants for old age security.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1902—An act to add Section 3082.2 to the Welfare and Institutions Code, relating to applicants for aid to needy blind.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1909—An act to amend Section 740 of the Welfare and Institutions Code, relating to care of wards of the juvenile court.

Referred to Committee on Judiciary.

Assembly Bill No. 1914—An act to amend Section 1620 of the Welfare and Institutions Code, relating to institutions for child care.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1982—An act to amend Sections 7203 and 7211 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to school district libraries.

Referred to Committee on Local Government.

Assembly Bill No. 1986—An act to amend Section 27201 of, and to add Section 27201.5 to, the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to county librarians.

Referred to Committee on Local Government.

Assembly Bill No. 1989—An act to amend Section 27401 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to municipal libraries.

Referred to Committee on Local Government.

Assembly Bill No. 2034—An act to amend Section 16023 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to deposit of security following a vehicle accident.

Referred to Committee on Transportation.

RESOLUTIONS

The following resolution was offered :

By Senator Dilworth :

Senate Resolution No. 90

Relating to California Campers Week

WHEREAS, Our Nation now faces one of its greatest crises; and

WHEREAS, Our people may be called upon to manifest every possible form of heroism, fortitude, and endurance; and

WHEREAS, The future of our land rests upon the quality of our Nation's youth; and

WHEREAS, The rugged, pioneer virtues and qualities of our ancestors are principally taught in the public and private camps throughout the length and breadth of our great Nation—giving our youth the capacity to endure, to live under pioneering conditions in the great out-of-doors; now, therefore, be it

Resolved by the Senate of the State of California, That this body recognizes and honors this great national movement within the borders of California by dedicating the first week in May of each year, as California Campers Week, wherein the State of California and all its communities shall observe such ceremonies as seem fitting and proper to the occasion; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the presidents of the American Camping Association and the California Association of Private Camps.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Senate Committee on Rules has accepted the resignation of Senator Hugh M. Burns from the Senate Interim Committee on Interstate Cooperation and appointed Senator Randolph Collier to fill the resulting vacancy.

BURNS, Chairman

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 878

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 727

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 397

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 480

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, April 17, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Senate Bill No. 106

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

Committee on Transportation

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 49

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COLLIER, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Senate Concurrent Resolution No. 35

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Transportation, to which were referred:

Senate Bill No. 74

Senate Bill No. 922

Senate Bill No. 902

Assembly Bill No. 614

Senate Bill No. 907

Assembly Bill No. 1116

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COLLIER, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Bill No. 889

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and to Consent Calendar.

COLLIER, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 631

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Elections

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 74

Assembly Bill No. 508

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Senate Bill No. 606

Assembly Bill No. 1237

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Elections, to which were referred:

Assembly Bill No. 1033

Assembly Bill No. 1645

Assembly Bill No. 1202

Assembly Bill No. 1646

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

COBEY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Assembly Bill No. 118

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 51

Senate Bill No. 301

Senate Concurrent Resolution No. 40

Has had the same under consideration, and reports the same back with the recommendation: Do pass. Be adopted.

ERHART, Chairman

Above reported bills ordered to second reading.

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 378

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Assembly Bill No. 824

Assembly Bill No. 1274

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 20, 1959

Mr. FARMER: The Committee on Revenue and Taxation, to which was referred Senate Constitutional Amendment No. 41.

Has had the same under consideration, and reports the same back with amendments, with the amendments, approved, and as amended, and is referred to the Committee on Revenue and Taxation Office.

JOHNSON, Chairman

Above reported resolution ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 20, 1959

Mr. FARMER: The Committee on Business and Professions, to which was referred

Senate Bill No. 780.

Has had the same under consideration, and reports the same back with amendments, and as amended, and is referred to the Committee on Business and Professions Office.

JOHNSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 20, 1959

Mr. FARMER: The Committee on Business and Professions, to which was referred

Senate Bill No. 780.

Has had the same under consideration, and reports the same back with amendments, and as amended, and is referred to the Committee on Business and Professions Office.

JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Public Utilities

SENATE CHAMBER, April 20, 1959

Mr. FARMER: The Committee on Public Utilities, to which was referred

Senate Bill No. 800.

Has had the same under consideration, and reports the same back with amendments, and as amended, and is referred to the Committee on Public Utilities Office.

SHORT, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 20, 1959

Mr. FARMER: The Committee on Judiciary, to which was referred

Senate Bill No. 824.

Has had the same under consideration, and reports the same back with amendments, and as amended, and is referred to the Committee on Judiciary Office.

BUTCHER, Chairman

MOTION TO AMEND SENATE BILL NO. 524

Senator FARMER moved that Senate Bill No. 524 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 524—Amendment to Article 14 of the Code of Civil Procedure, relating to continuation of witnesses with respect to individual communications.

Bill read second time.

Motion to Amend

Senator Grunsky moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 46, of the printed bill, strike out "criminal proceeding", and insert "preliminary hearing, trial or other criminal proceeding for violation of any provision of Division 10 of the Health and Safety Code".

Amendment No. 2

On page 2, lines 47 and 48, strike out "police officer or other".

Amendment No. 3

On page 2, line 48, after "informant", add "who is not a material witness to the guilt or innocence of the accused of the offense charged".

Amendment No. 4

On page 2, line 51, after "disclosed.", add "This section shall have no application in any civil action for redress for any injury to person or property or for the infringement of any rights."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Motion to Print With a Rush Order

Senator Grunsky moved that Senate Bill No. 524 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 577

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 577

Senator Stiern moved that Senate Bill No. 577 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 577—An act to amend Section 8961.2 of the Health and Safety Code, relating to public cemetery districts.

Bill read second time.

Motion to Amend

Senator Stiern moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 12, inclusive, and insert "8961.2. A district may permit the burial, in the cemetery of the district nearest to the decedent's residence, of a decedent who is not otherwise eligible for burial in a cemetery of the district, if each of the following conditions are present:

(a) There is no private cemetery available within 15 miles of the decedent's residence.

(b) There is no available private cemetery located as near or nearer the decedent's residence as the nearest cemetery of a district. Distances between a cemetery and the residence of the decedent shall be measured in a straight line.

(c) The decedent was a resident of this State at the time of his death.

A district may, at its discretion, permit any decedent to be buried in a cemetery of the district whether or not he is otherwise eligible for burial in a cemetery of the district.

The district shall charge a rate for any interment permitted under this section which shall be".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Motion to Print With a Rush Order

Senator Stiern moved that Senate Bill No. 577 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Military and Veterans Affairs

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Military and Veterans Affairs, to which was referred:

Senate Bill No. 24

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

FARR, Chairman

MOTION TO AMEND SENATE BILL NO. 24

Senator Dilworth moved that Senate Bill No. 24 be amended and re-referred to Committee on Military and Veterans Affairs.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 24- An act to add Section 21703.5 to the Education Code, relating to the granting of scholarships to members of the California National Guard who are enrolled in institutions of higher learning.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 21703.5 to the Education Code", and insert "Sections 31204.5 and 31204.6 to the Education Code, as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

In line 4 of the title, after "learning", insert ", and making an appropriation therefor".

Amendment No. 3

On page 1, line 1, strike out "21703.5", and insert "31204.5".

Amendment No. 4

On page 1, line 3, strike out "21703.5", and insert "31204.5".

Amendment No. 5

On page 1, line 3, strike out "100", and insert "50".

Amendment No. 6

On page 1, line 4, strike out "1959-60", and insert "1960-61".

Amendment No. 7

On page 1, line 6, after "Guard", insert a period, and strike out "who are selected therefor by", and insert "The Adjutant General shall annually nominate to the State

Scholarship Commission eligible candidates for scholarships. The State Scholarship Commission, in accordance with the provisions of this chapter (commencing at Section 31201), shall determine which of such candidates are qualified award winners, and shall certify such qualified award winners to".

Amendment No. 8

On page 1, line 7, strike out "Except as otherwise provided by this section," and strike out lines 8 and 9, and insert "From among this group, the Adjutant General shall select those students who are members of the National Guard to be awarded scholarships. The Adjutant General and the State Scholarship Commission shall determine annually which individuals who have been awarded National Guard scholarships are complying with the provisions of the chapter and are entitled to a renewal of their awards.

SEC. 2. Section 31204.6 is added to said code, to read:

31204.6. No person shall be awarded a National Guard State Scholarship unless:
(a) He has been a member of the California National Guard for a period of one year.

(b) He continues to serve satisfactorily as a member of the California National Guard, except that students who are participating in an advanced contract ROTC program in any branch of the Armed Forces are not required to be members of the National Guard.

(c) He enrolls in or is enrolled in an undergraduate program leading to a degree in one of the following major fields: mathematics, physics, chemistry, engineering (all branches), bacteriology, geology, laboratory technology, education, psychology, premedical or pre dental programs.

SEC. 3. The sum of ----- dollars (\$-----) is appropriated from the General Fund in the State Treasury to the State Scholarship Commission for the purposes of providing scholarship payments under Section 31204.5 of the Education Code and for the purpose of enabling the State Scholarship Commission to carry out its administrative duties in connection with the scholarship program prescribed by Sections 31204.5 and 31204.6 of the Education Code."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Military and Veterans Affairs.

REPORTS OF STANDING COMMITTEES

Committee on Judiciary

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 811

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 811

Senator Dolwig moved that Senate Bill No. 811 be amended and referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 811—An act to add Section 70044.5 to the Government Code, relating to court reporters of the Superior Court of the County of San Mateo.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, after "official reporter", insert "for reporting testimony and proceedings in contested cases is thirty-five dollars (\$35) a day."

Amendment No. 2

On page 1, line 5, strike out "shall be at the"; and strike out lines 6 and 7.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Governmental Efficiency**

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 1058

Senate Bill No. 928

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 1058

Senator Dolwig moved that Senate Bill No. 1058 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1058—An act to amend Section 14376 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read second time.

Motion to Amend

Senator Dolwig moved the adoption of the following amendments:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 and 4, and insert "14376. Notwithstanding the provisions of Section 14309, any person who retired for service may be employed as".

Amendment No. 2

On page 1, lines 5 and 6, strike out "evening schools, or as a teacher of classes of adults", and insert "a rest home for the aged".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND SENATE BILL NO. 928

Senator McBride moved that Senate Bill No. 928 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 928—An act to add Chapter 1.8 (commencing at Section 148) to Division 1 of the Welfare and Institutions Code, relating to the acquisition and disposition of salvageable personal property for charitable purposes.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendment :

Amendment No. 1

On page 2 of the printed bill, strike out lines 30 to 32, inclusive, and insert "Law."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

CONSIDERATION OF DAILY FILE

UNFINISHED BUSINESS

Consideration of Assembly Amendments

Senate Bill No. 46 An act to amend Sections 35100, 35101, 35102, and 35106 of, to repeal Sections 35107, 35108, 35109, 35110, and 35111 of, to add Sections 35107, 35108, and 35109 to, and to amend and re-number Sections 35112 and 35113 of, the Water Code, relating to California water districts.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 46?

Amendment No. 1

Strike out lines 5 and 6 of the title of the printed bill, and insert "relating to California water districts."

Amendment No. 2

On page 3, line 2, after "proxy", insert "or authority of legal representative".

Amendment No. 3

On page 3, strike out lines 3 and 4, and insert "opposite the name of the person giving the proxy or authority of legal representative."

Amendment No. 4

On page 4, line 3, after "(a)", insert "Post the results of the election at the entrance of the polling place.
(b)".

Amendment No. 5

On page 4, line 9, strike out "(b)", and insert "(c)".

Amendment No. 6

On page 4, line 24, strike out "file for".

Amendment No. 7

On page 4, line 25, strike out "The copy shall", and strike out lines 26 to 45, inclusive.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 46 by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams —34.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 49—An act to add Sections 12713, 12714, and 12715 to the Water Code, relating to flood control, declaring the urgency thereof, to take effect immediately.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 49?

Amendment No. 1

In line 2 of the title of the printed bill, after "control", insert ", declaring the urgency thereof, to take effect immediately".

Amendment No. 2

On page 2, after line 7, insert

"Sec. 4. This act is an urgency measure necessary for the immediate preservation of the public peace, health or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting such necessity are:

The Sandy Prairie Project is a project urgently needed to protect the City of Fortuna, lines of communication, and public and private property. State authorization of the project must be obtained immediately to secure available federal funds at the earliest possible date."

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Thompson, and Williams—32.

NOES—None.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 49 by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—33.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 151—An act to add Article 2.5 (commencing with Section 977) to Chapter 1, Division 4 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to governing boards of school districts.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 151?

Amendment No. 1

On page 2, lines 3 and 4, of the printed bill, as amended in Senate February 26, 1959, strike out "a majority of the members of the", and insert "two members of the governing board of the school district concerned if a three-member board, four members if a five-member board, five members if a seven-member board and three-fourths ($\frac{3}{4}$) of the members of any other".

Amendment No. 2

On page 2, line 6, strike out "five", and insert "two percent (2%) of the".

Amendment No. 3

On page 2, line 9, after "shall", insert "conduct a hearing in the district on the matter, and such committee shall be augmented, pursuant to Section 3113, for the purpose of the hearing. At the conclusion of the hearing, the committee shall approve or disapprove the proposal. If the committee approves the proposal it shall".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 151 by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson,

Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—36.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 202—An act to amend Section 205.5 of the Agricultural Code, relating to the State Livestock Health Committee.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 202?

Amendment No. 1

In line 2 of the title of the printed bill, as amended in Senate March 10, 1959, strike out "Sanitary", and insert "Health".

Amendment No. 2

On page 1, line 4, strike out "sanitary", and insert "health".

Amendment No. 3

On page 1, line 8, strike out "Sanitary", and insert "Health".

Amendment No. 4

On page 1, line 14, strike out "sanitary", and insert "health".

Amendment No. 5

On page 1, line 22, strike out "Sanitary", and insert "Health".

Amendment No. 6

On page 1, line 23, strike out "sanitary", and insert "health".

Amendment No. 7

On page 2, line 3, strike out "Sanitary", and insert "Health".

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 202 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 386—An act to amend Section 1657 of the Insurance Code as enacted by the Legislature at its 1959 Regular Session, relating to the issuance of certificates of convenience.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 386?

Amendment No. 1

In line 1 of the title of the printed bill, after "Code", insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

On page 1, strike out lines 12 and 13.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 386 by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller,

Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.
Nays—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 387—An act to amend Sections 1718 and 12977 of the Insurance Code as enacted by the Legislature at its 1959 Regular Session, relating to penalty fees for late applications to renew production licenses.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 387?

Amendment No. 1

In line 2 of the title of the printed bill, after "Code", insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 2

On page 2, strike out lines 33 and 34.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 387 by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Above bill ordered enrolled.

Request for Unanimous Consent

At 3.45 p.m., Senator McCarthy asked for, and was granted, unanimous consent to have the Journal show that the absence of Senators McCarthy and McAteer was due to attending a meeting of the Assembly Committee on Governmental Efficiency and Economy.

Consideration of Assembly Amendments

Senate Bill No. 431—An act to amend Section 16470 of the Government Code, relating to state funds.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 431?

Amendment No. 1

On page 1, line 13, of the printed bill, strike out the period, and insert "State Employees' Retirement Fund, Legislators' Retirement Fund and Teachers' Retirement Fund."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 431 by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, Thompson, and Williams—34.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 446—An act to amend Sections 3031, 3240, 3242, 3245, 4006 and 4751, and to repeal Sections 3243 and 3244 of the Fish and Game Code, relating to licenses.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 446?

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Senate March 18, 1959, strike out "citizen of the United States", and insert "resident of this State".

Amendment No. 2

On page 1, line 6, strike out "who is a resident of this State,".

Amendment No. 3

On page 1, line 8, strike out "citizen of the United States", and insert "resident of this State".

Amendment No. 4

On page 1, line 9, strike out "who is a resident of this State,".

Amendment No. 5

On page 1, line 11, strike out "citizen of the United States," and insert "person".

Amendment No. 6

On page 1, strike out lines 13 and 14, and line 15, strike out "(e)", and insert "(d)".

Amendment No. 7

On page 2, after line 20, insert

"Sec. 8. This act shall become operative on July 1, 1960."

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 446 by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Above bill ordered enrolled.

REQUEST FOR UNANIMOUS CONSENT

At 3.50 p.m., Senator Erhart asked for, and was granted, unanimous consent to have the Journal show that he was excused to attend a meeting of the Assembly Committee on Fish and Game.

CONSIDERATION OF ASSEMBLY AMENDMENTS

Senate Bill No. 505—An act to amend Sections 21460 and 21803 of the Vehicle Code as enacted by the Legislature of the 1959 Regular Session, relating to highway signs and markings.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 505?

Amendment No. 1

On page 2, line 50, of the printed bill, as amended in the Senate March 11, 1959, after "white", insert "or yellow".

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 505 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson,

Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, and Williams—34.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 645—An act to add Sections 14.5 and 14.6 to Chapter 523 of the Statutes of 1867-1868, relating to the town lands granted to the unincorporated towns in this State by the act of Congress entitled "An act for the relief of the inhabitants of cities and towns upon the public lands," approved March 30, 1868.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 645?

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 20, 1959, after line 18, insert

"Whenever the board of supervisors abandons any street, road, lane, or alley, as provided in this section, the owner of any town lot or parcel of land abutting thereon may at any time thereafter present to the superior court judge of the county a verified petition requesting the conveyance in fee to such owner of the portion thereof abutting on his lot and to the centerline of such street, road, lane, or alley. The petition shall concisely state the fact of abandonment, that the claimant is in possession of the abandoned portion, and that the claimant is entitled to possession thereof as against all other persons, to the best of his knowledge and belief. There shall be attached to the petition a copy of so much of the plat of the town site as will fully exhibit the particular lot or parcel of land owned by the claimant, together with the abutments for which a deed is requested. The petition may include more than one request for such a deed if the claimant owns more than one lot or parcel of land to which this section applies. The petition shall be delivered to the clerk of the court.

At the expiration of 90 days after the delivery of the petition, if there shall have been no adverse claim filed in the meantime, the said judge shall make, execute, acknowledge and deliver to the claimant, or to his, her, or their heirs, administrators, or assigns, a good and sufficient deed of the premises described in the petition of the claimant originally filed. Upon the recording of such deed the lands so conveyed by it shall be deemed to be a portion of the lot or parcel of land upon which they abut. Any subsequent conveyance of the lot or parcel of land shall constitute a conveyance of such abutments unless they are expressly excluded in the instrument of conveyance.

Nothing in this section shall be construed as preventing the owner of a lot or parcel of land from commencing and prosecuting to final judgment an action to quiet title in such owner to that portion of an abandoned street, road, lane, or alley abutting thereon."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 645 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Teale, and Williams—31.

NOES—None.

Above bill ordered enrolled.

Consideration of Assembly Amendments

Senate Bill No. 686—An act to amend Sections 12509 and 12512 of the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to motor vehicle operator's age limits.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 686?

Amendment No. 1

Strike out lines 1, 2, and 3 of the title of the printed bill, and insert "An act to amend Sections 12509 and 12512 of the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert
 "SECTION 1. Section 12509 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session is amended to read:
 12509. Any person who is *over the age of 15 years and 6 months* [otherwise qualified for the issuance of a driver's license unless prohibited under Section 12514 of this code] may apply to the department for an instruction permit. The department for good cause may issue to the applicant an instruction permit which shall entitle the applicant while having the permit in his immediate possession to drive a motor vehicle upon the highways for a period not exceeding six months when accompanied by, and under the immediate supervision of, a licensed driver 18 years of age or over, but the applicant need not be so accompanied when operating a motorcycle. The department may further restrict the permits as it may determine to be appropriate to assure the safe operation of a motor vehicle by the permittee.

SEC. 2. Section 12512 of said code is amended to read:".

Amendment No. 3

On page 1, strike out lines 2 through 18, inclusive; and on page 2, strike out lines 1 through 10, inclusive.

Amendment No. 4

On page 2, line 11, strike out "otherwise provided in this code", and insert "provided in Sections 12513 and 12514".

Amendment No. 5

On page 2, strike out lines 13 through 22, inclusive and insert "16 years".

Amendment No. 6

On page 2, strike out lines 24 through 42, inclusive.

The roll was called, and the Senate concurred in Assembly amendments to Senate Bill No. 686 by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Hollister, Holmabhl, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Teale, and Williams—29.

NOES—Senator McBride—1.

Above bill ordered enrolled.

SECOND READING OF SENATE BILLS

Senate Bill No. 145—An act to add Section 1393 to the Water Code, relating to permits to appropriate water.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 245—An act to amend Section 11200 of, and to add Article 9.1 (commencing at Section 11252) to, and amend and renumber the title of Article 9.6 (commencing at Section 11270) of, Chapter 2 of part 3 of Division 6 of, the Water Code, relating to the Central Valley Project.

Bill read second time.

Motion to Re-refer Senate Bill No. 245

Senator McBride moved that Senate Bill No. 245 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 913—An act to add Section 4280.2 to the Agricultural Code, relating to stabilization and marketing plans for fluid milk and fluid cream.

Bill read second time.

Motion to Re-refer Senate Bill No. 913

Senator McBride moved that Senate Bill No. 913 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 983—An act to amend Section 814.3 of the Agricultural Code, relating to lettuce containers, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Agriculture:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended in Senate March 30, 1959, strike out "present", and insert "prevent".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 986—An act to amend Section 817 of the Public Utilities Code, relating to regulation of public utilities.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1006—An act to amend Section 1066 of the Public Utilities Code, relating to carrier rates.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 484—An act to amend Section 13943.5 of the Government Code, relating to the discharge of state agencies from accountability for collection of taxes, licenses, fees, or money owing to the State.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 793—An act to amend Section 4365 of the Labor Code, relating to workman's compensation for disaster service workers.

Bill read second time.

Motion to Re-refer Senate Bill No. 793

Senator McBride moved that Senate Bill No. 793 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 946—An act to amend Section 25643 of the Government Code, relating to excepting property from county tax levy for structural fire protection.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 777—An act to require the sale of certain lands now in the possession and control of the San Francisco Port Authority.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 47, of the printed bill, as amended in Senate April 13, 1959, after "agreement", insert "after independent appraisals".

Amendment No. 2

On page 3, line 19, after the period, insert "Said money shall be used by the San Francisco Port Authority for the purpose of acquiring land of at least equal value which shall be subject to the public trust for navigation, commerce, and fisheries."

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Finance.

Senate Bill No. 800—An act to add Article 8.5 (commencing at Section 2860) to Chapter 2 of Division 5 of, to amend Sections 26, 951, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to partisan elections and activities.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 2, lines 3 and 4, of the printed bill, as amended in Senate April 2, 1959, strike out "punishable by a fine of ----- dollars (\$-----)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 5—An act to amend Section 8352 of the Revenue and Taxation Code, relating to the Motor Vehicle Fuel Fund and making an appropriation thereof.

Bill read second time, ordered engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1277—An act to add Section 54906 to the Government Code, relating to the filing of statements and maps and plats for tax purposes by cities on annexation or change in boundaries, declaring the urgency thereof, to take effect immediately.

Bill read second time, and to Consent Calendar.

President pro Tempore of the Senate Presiding

At 4 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

CONSIDERATION OF SPECIAL ORDER

The hour of 4 p.m. having arrived, Assembly Bill No. 616 was taken up.

Assembly Bill No. 616—An act to amend Section 2540 of the Elections Code, relating to the qualification of political parties.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Brown, Burns, Byrne, Cameron, Collier, Coombs, Dilworth, Donnelly, Erhart, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Montgomery, Murdy, Rattigan, Rodda, Short, Slattery, Stiern, Thompson, and Williams—23.

NOES—Senators Arnold, Beard, Berry, Cobey, Farr, Fisher, Hollister, Miller, O'Sullivan, Richards, and Teale—11.

Bill ordered transmitted to the Assembly.

THIRD READING OF SENATE BILLS

Senate Bill No. 675—An act to amend Sections 2079 and 6019 of the Insurance Code, relating to the standard form fire insurance policy.

Bill read third time.

Motion to Amend

Senator Byrne moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 26, 1959, strike out lines 31 and 32.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 766—An act to add Section 5254.5 to the Streets and Highways Code, relating to the Improvement Act of 1911.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 763—An act to add Section 31116 to the Government Code, relating to county civil service systems.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Short, Teale, and Thompson—29.

NOES—Senators Donnelly, Richards, Rodda, Stiern, and Williams—5.

Bill ordered transmitted to the Assembly.

Senator Cobey Presiding

At 4.33 p.m., Senator James A. Cobey, of the Twenty-fourth Senatorial District, presiding.

Senate Bill No. 764—An act to amend Sections 31470.6 and 31558.5 of the Government Code, relating to the retirement of county employees.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 887—An act to add an article heading and to add Article 2 (commencing with Section 25580), to Chapter 6 of Part 2, Division 2, Title 3 of the Government Code, relating to parks and recreation.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, O'Sullivan, Regan, Rodda, Short, Teale, Thompson, and Williams—28.

NOES—Senators Cameron, Donnelly, Murdy, Richards, and Stiern—5.

Bill ordered transmitted to the Assembly.

Senate Bill No. 906—An act to repeal Section 11 of Chapter 33 of the Statutes of 1956, First Extraordinary Session, relating to state and local planning.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—34.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 999—An act to create the Mariposa County Water Agency, prescribing its powers and duties, providing for its organization, operation, and management, and authorizing the acquisition of property and works to carry out the purposes of the agency, authorizing the incurrence of indebtedness, providing for issuance of bonds, providing for the levy and collections of taxes for the payment of such indebtedness, providing for the issuing of bonds payable solely from revenues of the agency, providing for the levy and collection of taxes for the payment of general agency expenses and for co-operation and contracts with any entity, declaring the urgency thereof and providing that this act shall take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, and Thompson—34.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, and Thompson—32.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1141—An act making an appropriation for the repair of the Sacramento River levee in the vicinity of Collinsville, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 1141:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
 SACRAMENTO, April 7, 1959

To the Honorable Members of the Senate

GENTLEMEN:

Senate Bill No. 1141, "An act making an appropriation for the repair of the Sacramento River levee in the vicinity of Collinsville, declaring the urgency thereof, to take effect immediately,"

in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 1141 as an emergency measure.

Respectfully,

EDMUND G. BROWN, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 878—An act to add Chapter 20 (commencing at Section 5400) to Division 6 of the Agricultural Code, relating to the fish industry.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—35.

NOES—Senator Christensen—1.

Bill ordered transmitted to the Assembly.

Senate Bill No. 969—An act to add Section 25537 to the Government Code, relating to county government.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Cobey, Coombs, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAtcer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Short, Stiern, Teale, Thompson, and Williams—26.

NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 900—An act to amend Section 1801 of the Military and Veterans Code, relating to fraudulent representations or solicitations.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Secretary J. A. Beek at the Desk

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay Area Rapid Transit District.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 530 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Assembly Bill No. 176 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 551—An act to amend Section 24005 of the Government Code, relating to vacations of county employees.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 551 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 552—An act to amend Section 53205.1 of the Government Code, relating to premium payments by local agencies from public funds.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 552 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 211—An act to amend Sections 18350, 18355, and 18444 of, and to add Section 18350.5 to, the Health and Safety Code, relating to auto and trailer parks and tent camps.

Bill read third time.

Motion to Amend

Senator Johnson moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 3, of the printed bill, as amended in Senate April 20, 1959, strike out "said code", and insert "the Health and Safety Code".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

President pro Tempore of the Senate Presiding

At 5:06 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Assembly Bill No. 81—An act to amend Section 209.5 of the Revenue and Taxation Code, relating to the tax exemption of vessels in the process of construction, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cohey, Collier, Coombs, Delworth, Delwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Helmsdahl, Johnson, McAteer, Montgomery, Mardy, O'Sullivan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cohey, Collier, Coombs, Delworth, Delwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Helmsdahl, Johnson, McAteer, Montgomery, Mardy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 750—An act to amend Section 205.5 of the Revenue and Taxation Code, and providing for the effective date thereof, relating to the veterans' property tax exemption.

Bill read third time, and presented by Senator Gibson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cohey, Collier, Coombs, Delworth, Delwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky,

Hollister, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Stiern, Thompson, and Williams—31.
 NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 996—An act to amend Sections 2322a, 24670, 25102, 25551, 25663, 25673, 25674, 26074, 26131, and 26281 of, and to add Sections 25401b, 25905, 25962.2, 26073e and 26080.4 to the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts, to take effect immediately.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Stiern, Teale, Thompson, and Williams—30.
 NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Constitutional Amendment No. 21—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 14 of Article XIII, relating to the exemption of property from taxation on account of military service.

Resolution read, and presented by Senator Gibson.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, Murdy, O'Sullivan, Richards, Rodda, Short, Stiern, Teale, and Williams—28.
 NOES—None.

Resolution ordered transmitted to the Assembly.

Senator Miller Presiding

At 5.18 p.m., Senator George Miller, of the Seventeenth Senatorial District, presiding.

Assembly Bill No. 615—An act to repeal Section 12511 of, to add Section 12511 to, and to amend Section 12815 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to driver's licenses.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Combs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Richards, Rodda, Short, Stiern, Teale, and Williams—30.
 NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1038—An act to amend Sections 643a and 643b of the Penal Code, relating to the protection of blind and partially blind people.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 723—An act to amend Section 35550 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to weight of vehicles.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 919—An act to add Section 5260.5 to the Welfare and Institutions Code, relating to support of persons committed to state homes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 761—An act to amend Section 24051 of the Government Code, relating to inventories of county property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 829—An act to amend Section 26453 of the Vehicle Code as enacted at the 1959 Regular Session of the Legislature, relating to the maintenance of vehicle brakes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 453—An act to amend Section 2 of the Fish and Game Code, relating to regulations on fish and game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 323—An act to repeal Section 65334 of the Government Code, relating to the appointment of area planning commission members.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 397—An act to amend Section 11011 of the Government Code, relating to lands under the jurisdiction of state agencies.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 483—An act to amend Section 16475 of the Government Code, relating to special fund investments, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 489—An act to add Section 16653 to the Government Code, relating to the redemption of state bonds and bond coupons, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAttee, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAttee, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 15—Relative to the assignment of the construction of fleet ballistic missile submarines.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAttee, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 714—An act to amend Section 14376 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the employment of retired teachers.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAttee, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 818—An act to amend Section 17851 of the Education Code, as enacted at the 1959 Regular Session, relating to basic state aid for junior college districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAttee, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 819—An act to amend Section 17667 of the Education Code as enacted at the 1959 Regular Session of the Legislature, relating to high school and junior college foundation programs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 823—An act to repeal the article heading of Article 3 (commencing at Section 12253), Chapter 6, Division 9 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to compulsory full-time education.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
 NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 617—An act to add Section 6211 to the Public Resources Code, relating to sale of state lands, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
 NOES—None.

The roll was called and, the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.
 NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 999—An act to amend Sections 17734, 18003, 18004, 18007, 18167, 18802, 19051, and 19053.7 of the Revenue and Taxation Code, relating to personal income taxes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky,

Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stern, Teale, Thompson, and Williams—33.
NAYS—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 997—An act to amend Section 24532 of the Revenue and Taxation Code, relating to the taxation of banks, corporations, associations, and Massachusetts trusts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stern, Teale, Thompson, and Williams—33.
NAYS—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 193—An act to amend Section 7972, and to repeal Section 7972.5 of the Elections Code, relating to election returns.

Objection Raised

Senator Richards objected to Assembly Bill No. 193 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 193 to the second reading file.

Assembly Bill No. 194—An act to amend Section 7970 of, and to repeal Sections 7970.5 and 7971.5 of the Elections Code, relating to primary election returns.

Bill read third time. The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stern, Teale, Thompson, and Williams—33.
NAYS—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 197—An act to amend Sections 2500 and 7920 of the Elections Code, relating to city elections.

Objection Raised

Senator Richards objected to Assembly Bill No. 197 being on the Consent Calendar.

The President, in accordance with the provisions of Joint Rule 22.2, ordered Assembly Bill No. 197 to the second reading file.

Assembly Bill No. 201—An act to amend Section 1180 of the Military and Veterans Code, relating to law governing election.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky,

Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 243—An act to amend Sections 3871 and 3925 of the Elections Code, relating to ballot composition.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 293—An act to amend Section 11052 of the Elections Code, relating to recall.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 355—An act to amend Section 1609 of the Elections Code, relating to county initiative.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 383—An act to amend Sections 5621 and 5627 of the Elections Code, relating to challenges of voters.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1327—An act to add Section 1153 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to destruction of returns.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 180—An act to amend Sections 675, 687, 7014, 7131, 7134, 7135, 7607, 7608, and 9102 of the Elections Code, relating to tally sheets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 991—An act to amend Section 4168 of the Business and Professions Code, relating to the practice of pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 993—An act to amend Section 4035 of the Business and Professions Code, relating to the practice of pharmacy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1032—An act to amend Section 3276 of the Fish and Game Code, relating to fish and game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 763—An act to amend Sections 8151 and 8780 of the Fish and Game Code, relating to bait nets.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 883—An act to amend Sections 57, 70, 331, 332, 3031, 4006, 4332, 4751, and 7149 of the Fish and Game Code, relating to fish and game.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 373—An act to repeal Section 13041 of the Education Code and Section 13285 of the Education Code as proposed by Senate Bill No. 2, relating to teachers of beginners.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1644—An act to amend Section 5504 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to qualifications of teachers conducting high school courses in the elementary schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1647—An act to amend Section 5403 of, and to repeal Section 5404 of, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to postgraduate courses of study in elementary schools.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1648—An act to amend Section 6904 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the education of mentally retarded minors.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1650—An act to amend Section 5611 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to tuition payments for interdistrict attendance of school pupils.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

RESOLUTIONS

The following resolutions were offered:

By Senator Thompson:

Senate Resolution No. 91

Relative to commending John Foster Dulles for his many years of outstanding service to the Nation

WHEREAS, The Senate of the State of California views with great sadness and regret the forced retirement, because of illness, of John Foster Dulles from his most important post as Secretary of State of the United States; and

WHEREAS, John Foster Dulles was born in Washington, D. C. on February 25, 1888, and, following his general collegiate education at Princeton University and legal education at George Washington University, began a career of the most extraordinary character which was to carry him to positions of the greatest trust and responsibility in the Government of the United States and in the councils of the leaders of the nations of the world, and has assured him a place in history among the great men of America and of the world; and

WHEREAS, The life and career of John Foster Dulles is one marked by tremendous achievement and service in fields of human endeavor so numerous and diverse as to appear beyond the range of accomplishment by an individual man and includes work in the practice of law as a member of the distinguished New York law firm of Sullivan and Cromwell since 1911, trustee of the Bank of New York, chairman of the Rockefeller Foundation and the Carnegie Endowment for International Peace, member of the New York State Banking Board, trustee of the Union Theological Seminary, secretary of the Hague Peace Conference in 1907, member of the second Pan-American Scientific Congress, special agent of the Department of State of the

United States in Central America in 1917, captain and major in the United States Army in 1917-1918, assistant to the chairman of the War Trade Board in 1918, counsel to the American Commission to Negotiate Peace in 1918-1919, member of the Preparations Commission and Supreme Economic Council in 1919, legal advisor to the Polish plan of financial stabilization in 1927, American representative to the Berlin debt conferences in 1933, member of the United States delegation to the San Francisco Conference on World Organization in 1945, member of the United Nations General Assembly in 1946, 1947, and 1950, acting chairman of the United States delegation to the United Nations General Assembly in Paris in 1948, advisor to the Secretary of State at various councils of foreign ministers, interim United States Senator in 1949, consultant to the Secretary of State in 1950, special representative of the President of the United States to negotiate the Japanese Peace Treaty and the Australian, New Zealand, Philippine, and Japanese Security Treaties, noted writer and speaker on international affairs and author of the books "War, Peace and Change" (1939) and "War or Peace" (1950), and a variety of other activities so numerous as to defy adequate listing; and

WHEREAS, John Foster Dulles attained the pinnacle of his greatness in the service of his Country and of freedom-loving people throughout the world as Secretary of State of the United States, to which office he was appointed in 1952, and where he arose to become so singularly the leader and dominant figure of the forces dedicated to, and which have so successfully achieved, the maintenance of international peace and the preservation of the personal rights, freedoms and dignity with which man is by nature endowed, in a period when, to an extent never before paralleled in history, the free world was confronted with the imminent threat of enslavement by powers ruthlessly bent upon attaining those ends and armed with weapons capable of the destruction of civilization itself; now, therefore, be it

Resolved by the Senate of the State of California. That that body by this resolution expresses its most profound regret that this great American statesman has been compelled to voluntarily relinquish his post of Secretary of State of the United States, and extends to him its commendation and thanks for his outstanding work on behalf of his Country and freedom loving peoples everywhere, and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to John Foster Dulles.

Resolution read, and ordered to the third reading file.

By Senator Grunsky:

Senate Resolution No. 92

Relative to the creation of the Senate Interim Committee on Judiciary

Resolved by the Senate of the State of California. As follows:

1. The Senate Interim Committee on Judiciary is hereby created and authorized and directed to ascertain, study and analyze all facts relating to the system of laws and judicial administration of this State, including but not limited to the following subjects:

(a) All provisions of law relating to or affecting estates and interests in real and personal property;

(b) All provisions of law relating to sex crimes, including research into the causes and cures thereof and punishments or treatments therefor;

(c) All provisions of law relating to motor vehicles and traffic offenses, including judicial and administrative procedures involved therein and the setting up of a commission on automobile accident litigation;

(d) All provisions of law relating to admission to the bar and duties and discipline of attorneys;

(e) All provisions of law relating to civil rights, administration of justice, and use of illegally obtained evidence in court proceedings;

(f) All provisions of law relating to civil and administrative actions and proceedings and remedies and all laws relating to crimes and the manner of punishment thereof, including capital punishment, and criminal procedure, including all matters relating to county jails, and including the principles of contributory and comparative negligence and the rules of evidence, and all provisions of law relating to the tort liability of the State and its agencies and subdivisions, and uniform acts;

(g) The composition, structure, jurisdiction and administration of the several courts, division of fines and forfeitures between cities and counties;

(h) The method of selection, compensation and retirement of judicial officers and attaches;

(i) The procedure, process, and rules of the courts, statutory and otherwise;

(j) Use, sale, possession, and transportation of narcotics, narcotic addiction, prevention and treatment thereof, means of enforcement of narcotic laws, and the penalties for violation thereof;

(k) All laws relating to family relations, including marriage, divorce, conciliation, child custody, placing children in foster homes, and adoptions and the administration of such laws.

The study shall include but is not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and the committee shall report thereon to the Senate, including in the reports its recommendations for appropriate legislation.

2. The committee shall consist of the members of the Senate Standing Committee on Judiciary for the 1959 Regular Session. Vacancies occurring in the membership of the committee shall be filled by the Senate Committee on Rules.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the final adjournment of the 1961 Regular Session, with authority to file its final report not later than the last legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

(a) To select a chairman and a vice chairman from its membership.

(b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.

(c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of thirty five thousand dollars (\$35,000) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1272: By Senator Hollister—An act to add Part 10.5 (commencing at Section 8740) to Division 10 of the Streets and Highways Code, relating to the Improvement Bond Act of 1915.

Referred to Committee on Local Government.

Senate Bill No. 1273: By Senator Hollister—An act to amend Sections 18, 43, 90, 105, of, and to add Article 9.5 (commencing at Section 185) to, the Solvang Municipal Improvement District Act (Chapter 1635 of the Statutes of 1951), relating to the Solvang Municipal Improvement District.

Referred to Committee on Local Government.

Senate Bill No. 1274: By Senator Dolwig—An act to add Section 73526 to the Government Code, relating to municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1275: By Senator Fisher—An act to add Section 74341.1 to the Government Code, relating to judges pro tempore, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1276: By Senator Montgomery—An act to amend Section 120 of the Agricultural Code, relating to plant quarantine and pest control.

Referred to Committee on Agriculture.

Senate Bill No. 1277: By Senator Short—An act to amend Section 105 of the Revenue and Taxation Code, relating to definition of improvements.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1278: By Senator Holmdahl (Co-authored by Assemblyman Pattee)—An act to amend Section 20801 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district taxes.

Referred to Committee on Revenue and Taxation.

Senate Bill No. 1279: By Senator Holmdahl—An act to amend Section 2163.3 of the Welfare and Institutions Code, relating to property of old age assistance recipients.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1280: By Senator Stiern—An act to add Section 203.11 to the Welfare and Institutions Code, relating to a county hospital commission.

Referred to Committee on Local Government.

Senate Bill No. 1281: By Senators Fisher, Burns, Cobey, Hollister, McBride, Stiern, Dilworth, Murdy, Teale, Erhart, Arnold, Montgomery, O'Sullivan, Short, Collier, Farr, McCarthy, McAteer, Rodda, Byrne, Johnson, Coombs, Berry, Dolwig, Gibson, Slattery, Christensen, and Miller—An act to amend Section 11260 of the Water Code, relating to the Feather River Project.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 53: By Senator McAteer—Relative to Serra Day.

Referred to Committee on Rules.

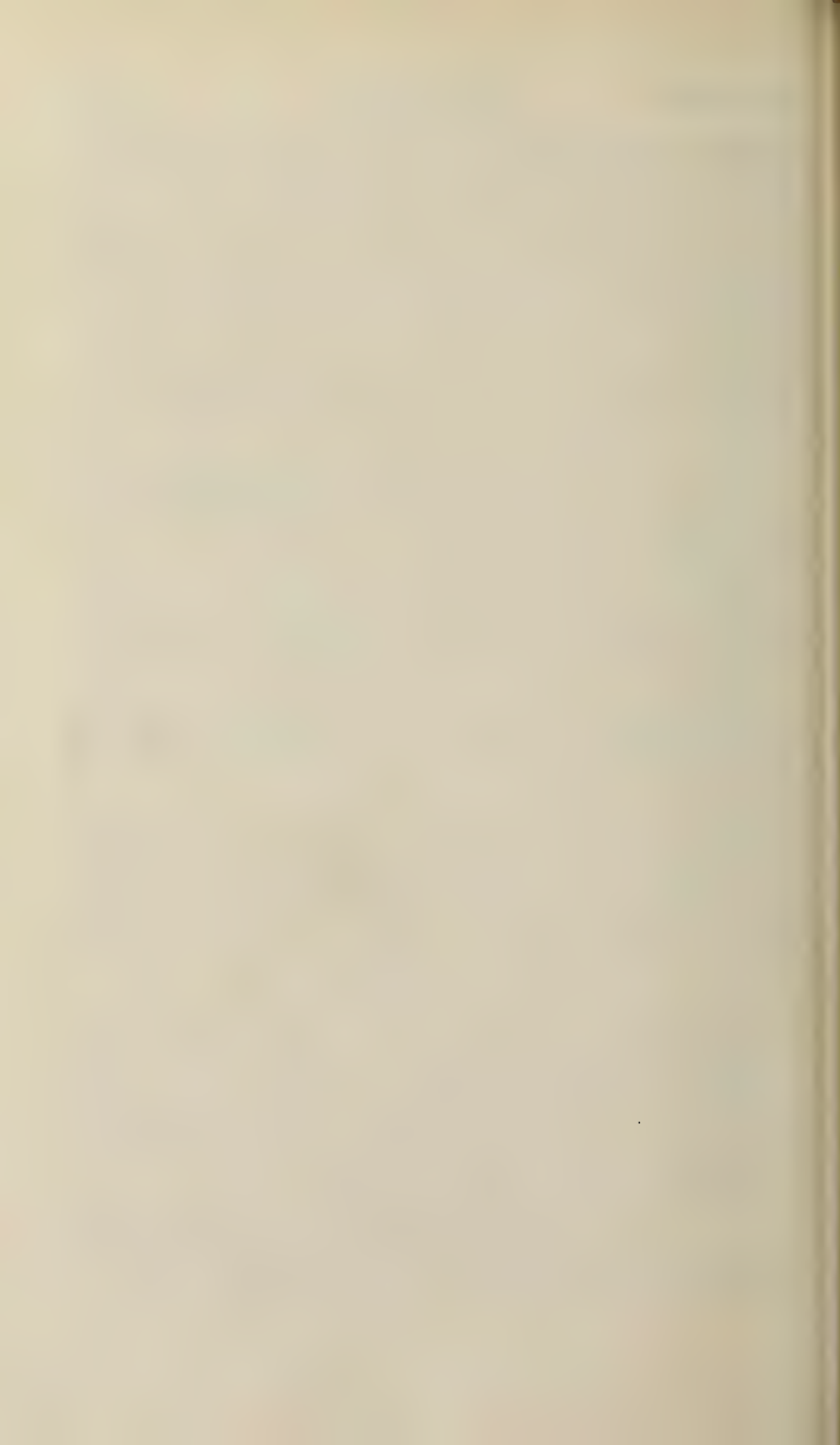
Senate Concurrent Resolution No. 54: By Senators Regan and Miller—Relative to congratulating St. Mary's College on the dedication of its former campus as a historical landmark.

Resolution ordered to the third reading file.

ADJOURNMENT

At 5.46 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Wednesday, April 22, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTIETH LEGISLATIVE DAY
SEVENTY-EIGHTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO
Wednesday, April 22, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams 38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, give us a frame of mind by which we can do today's work today, without lamenting yesterday's mistakes and worrying about tomorrow's requirements. May we ponder well the words of Jesus that "one day's trouble is enough for one day". Help us to see that if we can do this, our work will be easier and done better, and our lives much more serene. Grant us the will and the mind to so live out our days. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Shaw, on motion of Senator Stiern, due to illness.

Senator Fisher, on motion of Senator Beard, due to legislative business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert S. Sturges of San Jose.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Rowland, dean, Robert Vance, director of chorus, and 30 members of the a capella

chorus of Columbia Christian College in Portland, Oregon. Also, the former Senator from Fresno, Ray Hays; and William C. Crossland of Fresno.

On request of Senator McBride, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard M. Clowes and Robert Pfeiler of Oxnard.

On request of Senators Dilworth and O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Joseph Kranak of Orland.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ad Canelo, a business associate of the Senators.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Volna Losh, Miss Florence Tully of San Francisco, and Fred Sparling.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edward Davis of Arcadia and Mrs. Richard Nevins of Pasadena.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Paul S. Haughey, Mr. W. T. Weaver of Escondido, and Col. Thomas D. Drake of San Diego.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Fred Shultz of Lake Tahoe, and Joseph E. and Joseph W. Day of Nevada City.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Bernard Leitelbaum of Berkeley.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the Tehama County Farm Bureau Women: Mrs. Dale Borrer, Mrs. Alice Snow, Roberta Christenson, Beth Evenson, Wanda Breese, Sue Eslinger, Joyce Gowen, Clara Staheli, Velma Rochford, Pearl Merrill, Mildred Hogan, Mary Witte, Annie Teisseire, Pat Teisseire, Michele Ritchie, Inez Borrer, and Marie Jones. Also to John Calbreath, Explorer advisor; Arthur Moses, assistant advisor; Lynn Raymond, supervisor; and the following Scouts of Explorer Post 5: Jerry Watson, Don Chittenden, Dale Ellis, Chris Stromness, Robert Reed, Richard Reed, Larry Bidillion, Donald Baer, Joe Boek, Craig Boek, Walter Riedel, Doug Brodwater, Dave Reaune, Johnnie Calbreath, and Steve Moses.

On request of Senator Cobey, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Chadwell, Mrs. Prietos, Mrs. Engelking, Mrs. Viani, Sister Marcia de Fatima, IHM, Sister Mary Angele, IHM, and the following eighth grade students of Our Lady of Mercy School in Merced: Marcia Thornton, Judy Zacharias, Richard Rowe, Michael Emery, Charles Bennett, Eddie Beck, Ralph Ohrlein, Don Cullen, Gayle Staring, John Greco, Vincent Dulcich, Richard Mullen, Ricky Pfitzer, Gloria Antola, Robyn Rosasco,

Gary Ferrero, Tom Freitas, William Haggones, Jerry Kahn, Bob Dutra, David Watry, Nick Rohrer, Melanne Riser, Nancy Giardina, Larry Clark, Lida Viani, Bob Puglizwick, Bruce Chadwell, Cathy Maracini, Jim Geil, Bill Brey, Joanne Mello, Amelia Rodriguez, Sandra Larios, Marlene Sousa, Adrienne Hollyburton, Connie Engelking, Jerry Schmall, Judy Dallas, Marsha West, Anita Ornelas, Duane Triggs, Bill Tonkovich, Bryan Boulet, Jean Martin, Alan Chettero, and Ronnie Jayne.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Edith Finch and the following students of Nicolaus Elementary School: Hedy Scheiber, Shirley Scheiber, Lela Fassler, Patricia Walton, and Lyford Muller. Also Mrs. Walton, Mrs. Gray, Mr. Brantly C. Nelson, teacher, and the following students of Fruitland Union School: Betty Ballantine, Mary Lou Brooke, Linda Self, Donald Drawver, Gary Henderson, Charles Hillis, Eddie Holden, Russell Mitchell, Dennis Paterson, Linda Bertelsen, Pauline Hendricks, Gayle Jones, Bobbye Jean Walton, Janet Applegarth, Charles Eaton, Danny Gill, Dean Gray, David Hunt, Gary Jones, Richard Mohrwe, Robert Stoeckmann, Doug Welch, Melba Anderson, Joann Galloway, Julie Gray, Janice Guidice, Sue Holden, Pat Schutte, Joe Hendericks, John Hunt, Larry Krause, Mike Landerman, Roger Mitchell, Ricky Wilson, and Roseanna Nelson.

On request of Senator Stiern, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Mable Smailes, District Superintendent; Mr. J. A. Nash, teacher; Mr. Milton R. Lenke, member of board of trustees; Mrs. Doris Highland, Mrs. Betty Wines, Mrs. Maxine Stoddard, Mrs. Virginia Osborne, and the following students of El Tejon Union School: Billy Alviso, David Awana, Lillian Broussard, Delbert Clowes, Mike Fay, Ronnie Frey, Carman Gieg, Danny Hollis, Joann Livingston, Terry Lenke, Charles Madewell, Jill Manning, Bruceil Newell, Dorothy Newman, Carolyn Nash, Jennifer Puckett, Theresa Putty, Betty Rymer, Jerry Stoddard, Maxine Wages, Carol Wines, Fred Wines, Jean Woodards, Joan Woodards, John Woodards, Alfonso del Rio, Jane Johnson, Bud Russell, Frank Chavarria, Ruth Aguilar, Sandra Ball, Gilbert Tarr, Bernardine Glowczewski, and Josephine Karr.

On request of Senator Miller, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Cleo Maloch, Mrs. Margaret Johnson, and the following students of Belshaw Elementary School in Antioch: Patrick Victor Bandiera, Danny Neal Bowers, Marcus Burnett, Charles Clifford Carroll, Jack Donnell, John Douglas Garcia, Bernd Gene Head, Jimmie Dall Hill, Raymond Lee Hood, Charles Ray Hughes, Osear Gilbert Martinez, Robert "Gary" Martinez, John Mark Mercer, James Laddie McCoy, Benjamin Deryl Sims, Keith Lynn Voss, David Ray Williamson, Kellina Carmen, Janie Sue Clark, Marjorie Esther Crawford, Mary Lucille Enfield, Linda Kay Hovet, Tammy Ingram, Sharon Ruth Langlois, Linda Louise Logan, Linda Lee Murray, Wilma Josephine Noia, Susan Marie Patterson, Joan Arlene Pemberton, Susan Marie Prator, Barbara Jean Richard, Linda Cheryl Sims, Linda Elise Morales, Charles Edward Adair, Dennis Michael Bureio, Jimmy Robert Clark, Kevin Morris Huddleston,

Donald Gordon McCauley, Anthony Benton Phillips, Chris Smit, Beverly Ann Artzer, Karen Marshall Cagle, Lynn Pauline Cagle, Susan Mary Green, Carolyn Ann Hall, Vivian Kinsel, Martha Ann Lawrence, Sally Jean Lazzarini, Ericka Ann Nelson, Barbara May Schrader, Rhonda Lou Stribling, Margarita Ynes Ugarte, Marie Laura Verdugo, Laura Lee Weisenburger, Kay Marilyn Zeiger, Patricia Goforth, and Sandra Harrison.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Donald Wren, Jacqueline Grivas, Harriette Forbes, Harry Brumbaugh, and the following students of Bullard High School in Fresno: Lynne Murphy, Larry Muldoon, Bill Edmon, Leslie Shulman, Hal Coulston, Bill Elder, Carol Gertner, Ted Morris, Jim De Remer, Patty Beckett, Steve Shirley, Don Beymer, Penny Wayte, Bobi Brown, Jill Blosser, Randi Hale, Connie Boyer, Marion MacKimmie, Marlene Feldstein, Kathy Hadsall, Jim Hogg, Normalee Testenson, Elaine Stern, Carol Joyce, Theresa Morelli, Lynn Brockman, Suzanne Carroll, Sandi Gretchen, Terrill LeMoss, Lynne Sanderson, John Middaugh, Phil Johnson, Mike Knapp, Dale Franzke, Arnold Irola, Anne Britten, Sharon Harvin, Charlene Redwine, Nancy Hughes, Elaine Gramis, Pam Cooper, Carol Hilditch, Terry McGehee, Bob Baker, Chuck Oliver, Quentin Kiggins, Dennis Stone, Penny Alexander, Jud Robinson, Judy Leonard, Val de la Laing, Carol Chenault, Arlene Mohrhusen, Stan Mock, Jerri Hill, Kirby Sabin, Larry Psaltis, Gary Plagge, Valerie Batten, and Julie Linschied.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. L. W. Turk, Mrs. Robert Sharley, Mrs. Robert Fleischer, Mr. James D. Mason, principal, Mrs. Ruth Burner, instructor, Mrs. Eva Hemming, and the following students of Buena Vista Elementary School: Manuel Sanchez, Robert Sharley, Jeri Pimentel, Betty Lovelady, Mike Hicks, Leroy Caudle, Linda Brown, Jane Fleischer, Denny Turk, Don Borges, Mary Conto, Dennis Burner, and Danny Godino.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following members of the executive committee of California Farm Bureau Women: Mrs. Phyllis Kellogg, Mrs. Judie Dickinson, Mrs. Audrey Olsen, Mrs. Mary Casey, Mrs. Edna Breitenbueher, Mrs. Jean Berbert, Mrs. Sammy Linville, Mrs. Elisa Cavaletto, Miss Helen Meyer, and Mrs. Esther Burdick. Also, Mrs. Egisto Giorgi of Goleta, and Mrs. Stella Kanouse.

RECESS

At 3.20 p.m., on motion of Senator Burns, the Senate recessed for the purpose of hearing the a capella chorus of Columbia Christian College in Portland, Oregon.

INTRODUCTION

Senator Burns introduced the chorus, which entertained the Senate by singing "America the Beautiful," and "The Lord Bless You and Keep You."

REASSEMBLED

At 3.24 p.m., the Senate reconvened.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

COMMUNICATIONS

The following communications were received and read, and ordered printed in the Journal:

STATE OF CALIFORNIA, DEPARTMENT OF FINANCE
STATE CAPITOL, SACRAMENTO, April 17, 1959

*Mr. J. A. Beek, Secretary of the Senate
State Capitol, Sacramento, California*

DEAR MR. BEEK: Knowing your special interest in the litigation which has recently been filed against me by the State Board of Education in connection with the budgetary restriction imposed by the Legislature on the printing of certain textbooks, I am taking the liberty of handing you a copy of the brief just filed by me in the Supreme Court of California.

In view of the fact that the Attorney General is representing the State Board of Education, and in pursuance of my firm intention to vigorously defend the legislative control over appropriations, I have employed special counsel of distinct ability, Mr. Macklin Fleming of Los Angeles. His fee for handling this matter will be \$2,500, which I consider to be a very reasonable charge.

In my opinion the question involved is not without difficulty from a legal aspect, but I anticipate a successful outcome. Even if the precise method of limitation of the appropriation used by the Legislature in this case is not upheld by the court, the opinion should clarify the problem and chart the future course by which the Legislature may retain its fiscal control in this area.

Yours very truly,

BERT W. LEVIT, Director of Finance

CITY OF LAKEWOOD, April 8, 1959

*The Honorable President of the Senate
State Capitol Building, Sacramento, California*

MY DEAR SIR: Pursuant to direction by the members of the City Council of the City of Lakewood at an adjourned regular meeting of April 7, 1959, we are sending you a certified copy of Resolution No. 847: "A resolution of the City Council of the City of Lakewood opposing passage of Assembly Bill No. 286 or any other statute which would authorize or encourage the use of domestic water supply reservoirs for recreational purposes." Said resolution was adopted with three councilmen out of five voting "aye".

The action to oppose Assembly Bill 286 seemed to be dictated by a feeling that while a limited use of the domestic water supply reservoirs for limited recreational purposes might be favored they could not wholeheartedly support a measure which would apparently allow unlimited recreational activities in and upon these facilities.

Yours very truly,

JO BENNITT, City Clerk
City of Lakewood

Encl.

MESSAGES FROM THE GOVERNOR

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 20, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

JOHN FRANKLIN OLIVEIRA, a resident of Ukiah; General Manager of Radio Station KUKI in Ukiah and as a member of the Sheriff's "Ham Radio Team" has taken an active part in civil defense;

Member, Board of Trustees, Mendocino State Hospital, vice B. A. Cober, term expired, for the term prescribed by law, ending four years from the date of the confirmation.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 22, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointment to an office which is by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate this appointee to you and request your confirmation and consent.

WILLIAM CHARLES MOESER, a resident of San Diego; operator of Moeser Enterprises; has various business interests in and near San Diego. He is also associated with many civic, fraternal and veterans organizations in the San Diego area;

Member, Board of Trustees, Metropolitan State Hospital, vice Lars E. Carlson, term expired, for the term ending four years from the date of confirmation.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 22, 1959

To the Senate of the State of California:

I have the honor to inform you that I propose to make the following appointments to offices which are by law to be filled by the Governor subject to Senate confirmation or consent. I hereby nominate these appointees to you and request your confirmation and consent.

ALBIN J. GRUHN, a resident of Eureka; has been a member of the Housing Commission since December 30, 1955; is secretary of the Central Labor Council for Del Norte and Humboldt Counties; and vice president of the California Labor Federation, AFL-CIO;

Member, Commission of Housing, Department of Industrial Relations, vice self, term expired, for the term ending at the pleasure of the Governor.

GIFFORD PHILLIPS, a resident of West Los Angeles; is a home builder; publisher of the Frontier Magazine and an official of the National Urban League;

Member, Commission of Housing, Department of Industrial Relations, vice Willard Woodrow, term expired, for the term ending at the pleasure of the Governor.

ROBERT WAYNE BAILLY, a resident of Van Nuys, is past president of the California Trailer Park Association;

Member, Commission of Housing, Department of Industrial Relations, vice Robert D. Windolph, term expired, for the term ending at the pleasure of the Governor.

RT. REV. MSGR. THOMAS J. O'DWYER, a resident of Los Angeles; has been a member of the Commission of Housing since March 29, 1944, serving as chairman of the commission for several years; he has also served on the State Advisory Council on Hospital Facilities, and the Advisory Committee on Resettlement of Displaced Persons in California;

Member, Commission of Housing, Department of Industrial Relations, vice self, term expired, for the term ending at the pleasure of the Governor.

GAIL MERRITT JOBE, a resident of Vista; is chairman of the Farm Bureau in Vista, and member of the board of directors, Calavo Growers of California;

Member, Commission of Housing, Department of Industrial Relations, vice Dick Markarian, term expired, for the term ending at the pleasure of the Governor.

Respectfully submitted,

EDMUND G. BROWN, Governor

Message read, and referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted the report of the Committee on Conference concerning:

Assembly Bill No. 4—An act to amend Sections 74341, 74343, and 74345 of, and to add Section 74346.5 to, the Government Code, relating to the municipal court in a district embracing the City of San Diego, declaring the urgency thereof, to take effect immediately.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 863

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day returns without further action:

Senate Bill No. 251

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Subject matter to be referred to Committee on Rules for assignment to proper interim committee.

Senate Bill No. 251 re-referred to Committee on Rules.

ASSEMBLY CHAMBER, April 16, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 487

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bill was read the first time:

Assembly Bill No. 487—An act to amend Section 106 of, and to add Section 401.1 and Part 10 (commencing at Section 5150) of Division 1 to, the Revenue and Taxation Code, relating to the definition and assessment of personal property for purposes of taxation, and the taxation of the use or possession for use of tax-exempt personal property, and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 22, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 367
Assembly Bill No. 766
Assembly Bill No. 1016
Assembly Bill No. 1063
Assembly Bill No. 1097
Assembly Bill No. 1303

Assembly Bill No. 1676
Assembly Bill No. 1710
Assembly Bill No. 1747
Assembly Bill No. 1919
Assembly Bill No. 1926

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 367—An act to add Section 752 to the Welfare and Institutions Code, relating to the expunging of juvenile court records and other records relating to wards of the juvenile court.

Referred to Committee on Judiciary.

Assembly Bill No. 766—An act to amend Section 5093 of the Business and Professions Code and to amend Section 5084 of the Business

and Professions Code as proposed by Senate Bill No. 104, relating to accountants.

Referred to Committee on Business and Professions.

Assembly Bill No. 1016—An act to amend Section 667.1 of the Welfare and Institutions Code, relating to the establishment of schools in county juvenile halls.

Referred to Committee on Local Government.

Assembly Bill No. 1063—An act to amend Section 1256 of, to add Part 1.5 (commencing at Section 10004) to Division 6 of, and to add Section 13056 to, the Water Code, relating to the California Water Plan.

Referred to Committee on Water Resources.

Assembly Bill No. 1097—An act to add Section 25660.1 to the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1303—An act to amend Section 2 of Chapter 73 of the Statutes of the 1958 First Extraordinary Session and Sections 3310, 3340 and 3411 of, and to add Section 3340.5 to, the Public Resources Code, relating to oil and gas.

Referred to Committee on Natural Resources.

Assembly Bill No. 1676—An act to amend Sections 11802 and 11803 of the Vehicle Code as enacted by the Legislature in its 1959 Regular Session, relating to the power to refuse to renew the license of vehicle salesmen and to issue probationary and temporary licenses to such vehicle salesmen and to provide for written demand for hearing.

Referred to Committee on Transportation.

Assembly Bill No. 1710—An act to amend Sections 23102, 23103, and 23105 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to drunken and reckless driving, and operating vehicles under the influence of narcotic drugs.

Referred to Committee on Transportation.

Assembly Bill No. 1747—An act to amend Section 9006 of the Welfare and Institutions Code, relating to community mental health services.

Referred to Committee on Local Government.

Assembly Bill No. 1919—An act to add Section 6501.3 to, and to amend Section 6827 of, of the Public Resources Code, relating to oil and gas leases.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1926—An act to amend Section 1203.1 of the Penal Code, relating to probation.

Referred to Committee on Judiciary.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 22, 1959

*Hon. Joseph A. Beck, Secretary of Senate
State Capitol, Sacramento, California*

DEAR MR. BECK: The Assembly this day has instructed me to request the Senate to return Assembly Bill No. 1029 to the Assembly for further consideration by this House.

Yours very truly,

ARTHUR A. OHNIMUS

WITHDRAWAL FROM COMMITTEE OF ASSEMBLY BILL NO. 1029

Senator Burns moved that Assembly Bill No. 1029 be withdrawn from Committee on Business and Professions.

Motion carried.

Motion to Return Assembly Bill No. 1029

Senator Burns moved that Assembly Bill No. 1029 be returned to the Assembly for further consideration pursuant to their request.

Motion carried.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 22, 1958

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 110

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolution was read:

Assembly Concurrent Resolution No. 110—Approving amendments to the charter of the City of Glendale, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fourteenth day of April, 1959.

Request for Unanimous Consent

Senator Richards asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 110, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 110

Assembly Concurrent Resolution No. 110—Approving amendments to the charter of the City of Glendale, a municipal corporation in the County of Los Angeles, State of California, ratified by the qualified electors of said city at a special municipal election held therein on the fourteenth day of April, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Thompson, and Williams—28.

NOES—None.

Resolution ordered transmitted to the Assembly.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 116—An act to add Section 1631 to the Civil Code and to add 653d to the Penal Code, relating to sales of mining equipment;

Senate Bill No. 149—An act to amend Sections 5053, 5090, 5613, 6006, 6561, 7150, and 8702 of, to add Sections 6413 and 7603.5 to, and to repeal Section 7407 of, the Financial Code, relating to savings and loan associations;

Senate Bill No. 190—An act to amend Sections 1672 and 1673 of, and to add Section 1670.1 to, the Elections Code, relating to county ballot measures;

Senate Bill No. 242—An act to amend Section 4655.2 of the Revenue and Taxation Code, relating to the distribution of unsecured taxes;

Senate Bill No. 247—An act to amend Section 1370 of the Penal Code, relating to verdict as to insanity of defendant;

Senate Bill No. 288—An act to amend Sections 206, 207, 208, 209, 210, and 217 of the Fish and Game Code, relating to the Fish and Game Commission;

Senate Bill No. 311—An act to amend Section 5516 of the Welfare and Institutions Code, relating to cost of care;

Senate Bill No. 373—An act to amend Section 26907 of the Government Code, relating to the destruction of auditors' records;

Senate Bill No. 375—An act to amend Sections 29010, 29011, 29041 and 29061 of the Government Code, relating to county budget and tax levy procedures;

Senate Bill No. 388—An act to amend Section 1775.5 of the Insurance Code, relating to taxes paid on gross premiums by surplus line brokers;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 447—An act to amend Section 7149 of the Fish and Game Code, relating to sport fishing licenses;

Senate Bill No. 448—An act to amend Section 4750 of the Fish and Game Code, relating to bear;

Senate Bill No. 449—An act to amend Section 3081 and to repeal Sections 4761 and 4762 of the Fish and Game Code, relating to the possession of bear meat after the season;

Senate Bill No. 451—An act to amend Section 1059 of the Fish and Game Code, relating to licenses;

Senate Bill No. 452—An act to amend Sections 3083, 3084, 3085, and 3086 of the Fish and Game Code, relating to bonded frozen food locker and cold storage plants, and declaring the urgency thereof, to take effect immediately;

Senate Bill No. 496—An act to add Section 20258 to the Education Code, and Section 265 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to teachers in state college laboratory demonstration elementary schools and in schools under the jurisdiction of the Department of Education, declaring the urgency thereof to take effect immediately;

Senate Bill No. 591—An act to amend Section 5208 of the Education Code, as enacted by the Legislature at the 1959 Regular Session, relating to the maintenance of automobile driver training classes by school districts;

Senate Bill No. 638—An act to amend Sections 1261 and 1269, Agricultural Code, relating to produce dealers;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-second day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 145

Senate Bill No. 484

Senate Bill No. 946

Senate Bill No. 986

Senate Bill No. 1006

Senate Concurrent Resolution No. 35

Senate Concurrent Resolution No. 40

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 983

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 675

Senate Bill No. 800

And reports the same correctly re-engrossed.

BURNS, Chairman

Committee on Education

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 624

Senate Bill No. 738

Senate Bill No. 626

Senate Bill No. 740

Senate Bill No. 673

Assembly Bill No. 1329

Senate Bill No. 736

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

DONNELLY, Chairman

Above reported bills re-referred to Committee on Finance.

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 119

Assembly Bill No. 535

Senate Bill No. 672

Assembly Bill No. 915

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DONNELLY, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 1101

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 715

Senate Bill No. 716

Assembly Bill No. 916

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 487

Assembly Bill No. 58

Senate Bill No. 575

Assembly Bill No. 59

Senate Bill No. 589

Assembly Bill No. 60

Senate Bill No. 653

Assembly Bill No. 904

Senate Bill No. 654

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 75

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 1763

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 315

Senate Bill No. 318

Senate Bill No. 316

Senate Bill No. 319

Senate Bill No. 317

Senate Bill No. 502

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 486

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

GIBSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 586

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

GIBSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 204

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Judiciary.

GIBSON, Chairman

Above reported bill re-referred to Committee on Judiciary.

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 142
Senate Bill No. 478
Senate Bill No. 805
Senate Bill No. 893

Senate Bill No. 944
Senate Bill No. 979
Assembly Bill No. 597
Assembly Bill No. 1201

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Education

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Education, to which was referred:

Assembly Bill No. 860

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

DONNELLY, Chairman

Above reported bill ordered to second reading.

Committee on Labor

SENATE CHAMBER, April 20, 1959

MR. PRESIDENT: The Committee on Labor, to which was referred:

Senate Bill No. 876

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

MONTGOMERY, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 121
Senate Bill No. 704
Senate Bill No. 784

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Elections

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 566

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Education

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Education, to which were referred:

Senate Bill No. 625
Senate Bill No. 602

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

DONNELLY, Chairman

Above reported bills ordered to second reading.

Committee on Water Resources

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Water Resources, to which was referred:

Senate Constitutional Amendment No. 5

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 5

Senator Williams moved that Senate Constitutional Amendment No. 5 be amended and re-referred to Committee on Water Resources.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State by adding Section 5 to Article XIV thereof, relating to water.

Resolution read second time.

Motion to Amend

Senator Williams moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, after line 11, insert

"All money in the Investment Fund on the effective date of this section, all revenues received by the State pursuant to the provisions of Chapter 29, Statutes of 1956, First Extraordinary Session, and any moneys required to be transferred from the State Lands Act Fund to the General Fund and the Investment Fund pursuant to the provisions of subparagraph 2 of subdivision (c) of Section 6816 of the Public Resources Code shall be expended solely for the control, development, conservation, and distribution of the water resources of the State. No bonds shall be issued and sold to provide funds for any of the above purposes unless and until the total amount of the moneys specified above is less than twenty million dollars (\$20,000,000)."

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Water Resources.

Motion to Print With a Rush Order

Senator Williams moved that Senate Constitutional Amendment No. 5 be sent to print with a rush order.

Motion carried.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which was referred:

Assembly Bill No. 1720

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1720

Senator Donnelly moved that Assembly Bill No. 1720 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1720—An act to amend Section 31214 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to state scholarships.

Bill read second time.

Motion to Amend

Senator Donnelly moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, after "of", insert ", and to add Sections 31214.1 and 31214.2 to,".

Amendment No. 2

On page 1, after line 22, insert

"SEC. 2. Section 31214.1 is added to said code, to read:

31214.1. Notwithstanding the provisions of Section 31214, the award may be renewed for the first four years of full-time college attendance following high school graduation, as defined by the State Scholarship Commission.

SEC. 3. Section 31214.2 is added to said code, to read:

31214.2. In any instance where the State Scholarship Commission shall deem necessary, a competitive scholarship may be granted for a single semester or quarter or for two quarters of an academic year, and the award payment therefor shall be prorated accordingly."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 668

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 668

Senator Cobey moved that Senate Bill No. 668 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 668—An act to amend Section 11502 of the Government Code, relating to salaries of hearing officers.

Bill read second time.

Motion to Amend

Senator Cobey moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 7, of the printed bill, after the period, insert "In no event shall the entrance rate for hearing officers assigned to hearing cases for more than one agency be less than the entrance rate for referees of the Unemployment Insurance Appeals Board."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which were referred:

Senate Bill No. 320

Senate Bill No. 948

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 320

Senator Gibson moved that Senate Bill No. 320 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 320 An act to repeal Chapter 1 of Division 7 of, to add Chapter 1 to Division 7 of, and to repeal Section 5007 of, the Elections Code, relating to election campaigns, campaign contributions and campaign expenditures, and providing penalties for violations thereof.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 10, 1959, strike out lines 7 and 8, and in line 9 strike out "(a)", and insert "8727."

Amendment No. 2

On page 2, line 11, after "line", insert "do not constitute surveying within the meaning of this chapter".

Amendment No. 3

On page 2, strike out lines 12 to 15, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

MOTION TO AMEND SENATE BILL NO. 948

Senator Gibson moved that Senate Bill No. 948 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 948 An act to amend Sections 1615, 3016, 4806, 5053, 7205, 7605, 8921, and 9530 of, and to add Sections 103, 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 8526, 9014, 9627, 18625, and 19035.7 to, and to repeal Sections 2117, 2131, 2655, 2716, 2855, 2926, 4011, 5516, 5622, 6720, 7016, 7315, 8002, 8526, 9014, 9627, 18625, and 19035.7 of, and to amend Section 5053 of the Business and Professions Code as proposed to be amended and renumbered by Senate Bill No. 104, relating to payments to members of licensing boards, commissions, or committees.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

In line 7 of the title of the printed bill, as amended in Senate April 10, 1959, after "of", insert "the Business and Professions Code".

Amendment No. 2

On page 4, line 18, strike out "of said code is amended", and insert "is added to said code,".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

CONSIDERATION OF DAILY FILE**UNFINISHED BUSINESS****Consideration of Assembly Amendments**

Senate Bill No. 104 An act to amend Sections 5001, 5002, 5003, 5009, 5100, and 5102 of, and to amend and renumber Sections 5015, 5016, 5017, 5018, 5018.5, 5019, 5020, 5020.5, 5021, 5022, 5030, 5031, 5032, 5033, 5033.5, 5034, 5050, 5051, 5052, 5053, 5054, 5060, 5061, 5062, 5063, 5063.5, 5064, 5065, 5066, 5080, 5080.5, 5081, 5083, 5090, 5091, 5092, 5093, 5094, 5095, 5096, 5097, 5098, 5104, 5105, 5106, 5107, 5108, 5115, 5116, 5117, 5130, 5131, 5132, and 5133 of, and to add Sections 5031, 5032, 5033, 5034, 5035, 5053, 5054, 5073, 5075, 5076, 5077, 5084, and 5088 to, and the titles of Article 2 (commencing at Section 5030), Article 3 (commencing at Section 5050), Article 4 (commencing at Section 5070), Article 5 (commencing at Section 5080), Article 6 (commencing at Section 5100), Article 7 (commencing at Section 5120), and Article 8 (commencing at Section 5130), to Chapter 1 of Division 3 of, and to repeal Sections 5082, 5082.5, and 5082.6 of, and the titles of Article 2 (commencing at Section 5015), Article 3 (commencing at Section 5030), Article 4 (commencing at Section 5050), Article 5 (commencing at Section 5060), Article 6 (commencing at Section 5080), Article 7 (commencing at Section 5090), Article 8 (commencing at Section 5100), Article 9 (commencing at Section 5115), Article 10 (commencing at Section 5130) of Chapter 1 of Division 3 of, the Business and Professions Code, relating to accountants.

The question being: Shall the Senate concur in the following Assembly amendments to Senate Bill No. 104?

Amendment No. 1

In line 9 of the title of the printed bill, as amended in Senate February 25, 1959, after "5076," insert "5077,".

Amendment No. 2

On page 12, between lines 15 and 16, insert

"SEC. 52.5. Section 5077 is added to said code, to read:
5077. A person who filed an application for registration as a public accountant pursuant to subdivision (b) of Section 5082, repealed at the 1959 Regular Session of the Legislature, prior to reentry to military or naval service and whose reentry prevented the completion of qualifying education or experience required by such section, shall be granted an additional period of time in which to complete the required education or experience. Such additional time shall extend for 18 months

also for the of money from future annual sessions to be determined.

The roll was called and the Senate adjourned to Assembly around noon to House Bill No. 102 for the following vote:

Yea, Messrs. Bess, Tate, Jones, Ross, Gentry, Chapman, Coker, Campbell, Bragg, Lewis, Johnson, Thomas, Henson, Henson, Coker, W. H. Jones, W. H. Jones, O'Brien, Jones, Henson, Clark, Jones, Jones, Thompson, and Williams.

Yeas 34; nays 0; divided 0.

SECOND READING OF SENATE BILLS

Senate Bill No. 106. To add Division IV (consisting of Section 5500) to the Water Code, relating to state assistance to local entities in areas affected by salt stained water resource construction projects.

Bill read second time.

Consideration of Certain Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 12 of the printed bill, insert "and"

Amendment No. 2

On page 1, line 23, insert and "to the State" and insert "in addition to a part by the State or by the State agency upon the project concerned."

Amendment No. 3

On page 2, line 5, after "insert" insert "insert" for the reading third time.

Amendment No. 4

On page 2, line 5, insert and "insert"

Amendment No. 5

On page 2, line 12, insert and "insert" and insert "insert" for the reading third time.

Amendment No. 6

On page 2, line 20, insert and "insert" and insert "insert" for the reading third time.

Amendment No. 7

On page 2, line 20, insert and "insert"

Amendment No. 8

On page 2, line 21, insert and "insert"

Amendment No. 9

On page 2, line 22, insert and "insert" and insert "insert" for the reading third time.

Amendment No. 10

On page 2, insert and line 23 to 25, insert and "insert" for the reading third time.

Amendment No. 11

On page 2, insert and line 26, insert and "insert" for the reading third time.

Amendment No. 12

On page 2, after line 27, insert "insert" for the reading third time.

paid under this part shall not exceed that proportion of the total cost of the needed assistance as the amount of the State's financial participation in a project bears to the total cost of the project.

65010. This part shall be known, and may be cited, as the Byrne Act."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Senate Bill No. 74—An act to amend Section 30350 of, and to add Article 5 (commencing at Section 30770) to Chapter 2 of Division 17 of the Streets and Highways Code, relating to reconstruction of the San Mateo-Hayward Bridge, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 74

Senator McBride moved that Senate Bill No. 74 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 902—An act to add Section 591 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to the definition of "street" or "highway."

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 907—An act to amend Sections 8620, 8650, 8681, 10500, 10506, 10600.5 and 10607 of the Streets and Highways Code, relating to improvements.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 922—An act to amend Section 305.1 of the Vehicle Code and to amend Section 13358 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to suspension and revocation of privilege of minor to operate motor vehicle.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment:

Amendment No. 1

On page 2, line 7, of the printed bill, after "accident", insert "to stop".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 631—An act to amend Section 8961.3 of the Health and Safety Code, relating to public cemetery districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 8, of the printed bill, after the period, insert "No mausoleum constructed or acquired by a district shall contain more than 15 crypts."

A district shall not construct or acquire more than one mausoleum at a time and shall not construct or acquire an additional mausoleum if any mausoleum of the district contains a crypt which has not been subscribed for or remains unsold."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

Senate Bill No. 606—An act to repeal Section 6800 of, and to add Chapter 9, commencing with Section 6900, to Division 8 of, the Elections Code, relating to voting machines.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 9, 1959, strike out "repeal Section 6800 of, and to".

Amendment No. 2

In line 2 of the title, strike out the comma.

Amendment No. 3

On page 1, lines 1 and 2, strike out "Section 6800 of the Elections Code is repealed."

Sec. 2"

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Senate Bill No. 51—An act to amend Section 221 of the Fish and Game Code, relating to powers of the Fish and Game Commission.

Bill read second time.

Motion to Re-refer Senate Bill No. 51

Senator McBride moved that Senate Bill No. 51 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 301—An act to repeal Section 10826 of the Fish and Game Code, relating to Game Refuge 1-J.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 378—An act to add Section 7702.1 to the Fish and Game Code, relating to commercial fishing, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 1, line 6, of the printed bill, as amended in Senate April 8, 1959, strike out "Measures, and", and strike out lines 7 to 13 inclusive, and insert "Measures. Such products shall be weighed by a public weighmaster licensed as an individual under the laws of this State and a receipt as to such weight shall be immediately issued by him to the fisherman at the time of receipt of such products. Copies of

such receipt shall be handled in the manner provided in Sections 8011 to 8014 of this code."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Constitutional Amendment No. 13—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 14 and adding Section 14a to Article XIII thereof, relating to the veterans' tax exemption.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Revenue and Taxation:

Amendment No. 1

On page 2, line 6, of the printed measure, as amended in Senate April 13, 1959, strike out "widow resident", and insert "surviving resident spouse".

Amendment No. 2

On page 2, line 7, strike out "widow", and insert "surviving spouse".

Amendment No. 3

On page 2, line 10, strike out "widows", and insert "surviving spouses".

Amendment No. 4

On page 2, line 13, strike out "widow", and insert "surviving spouse".

Amendment No. 5

On page 2, line 27, strike out "widow", and insert "surviving spouse".

Amendment No. 6

On page 2, line 31, strike out "widow", and insert "surviving spouse".

Amendment No. 7

On page 2, line 42, strike out "wife", and insert "spouse".

Amendments read, and adopted.

Resolution ordered printed, engrossed, and re-referred to Committee on Military and Veterans Affairs.

Senate Bill No. 996—An act to add Section 7214 to, and to repeal Section 7214 of, the Business and Professions Code, relating to guide dogs for the blind.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 865—An act to add Sections 12814 and 12815 to the Public Utilities Code, relating to the addition of fluorine and fluorine compounds to public water supplies by municipal utility districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Utilities:

Amendment No. 1

On page 1, line 10, of the printed bill, strike out "may", and insert "shall".

Amendment No. 2

On page 2, after line 8, insert

"SEC. 3. The Legislature hereby declares that it is not the intent of the Legislature in enacting Sections 12814 and 12815 of the Public Utilities Code to indicate legislative approval or disapproval of the principle of fluoridation of water."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 49—An act to add Sections 322, 323, 12519, 22413, 31401, 31402, 31403, 31404, 31405, 31406 and 31407 to, and to amend Section 31400 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to amend Section 16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to farm labor vehicles.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Transportation:

Amendment No. 1

On page 2, line 12, of the printed bill, as amended in Assembly April 8, 1959, after "used", insert "primarily or regularly".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 614—An act to amend Section 11005 of, and to add Section 11005.6 to, the Revenue and Taxation Code, relating to allocations to counties from the Motor Vehicle License Fee Fund.

Bill read second time.

Motion to Re-refer Assembly Bill No. 614

Senator McBride moved that Assembly Bill No. 614 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1116—An act to amend Sections 7493, 7660, 7670, 7675, 7852, 7916, 8126, 8128, 8147, 8148, 8149, 8191, 8307 and the heading of Article 4 (commencing at Section 7916) of Chapter 6 of Part 2 of Division 2 of the Revenue and Taxation Code, to repeal Article 5 (commencing at Section 7751) of Chapter 5 of Part 2 of Division 2 and Section 7981 of said code, and to add thereto Sections 7676, 7711.5, 8149.5 and 8404 and Articles 1.5 (commencing at Section 7861) and 2.5 (commencing at Section 7881) to Chapter 6 of Part 2 of Division 2 of said code, all relating to the motor vehicle fuel license tax.

Bill read second time.

Motion to Re-refer Assembly Bill No. 1116

Senator McBride moved that Assembly Bill No. 1116 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 889—An act to amend Section 511.3 of the Vehicle Code and to add Section 22413 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the establishing of maximum speed limits by local authorities on streets with a grade in excess of 10 per cent, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 74—An act to add Section 5006.5 to the Elections Code, relating to election campaigns.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 13, 1959, strike out "Section 5006.5", and insert "Sections 5006.5 and 5006.6".

Amendment No. 2

On page 1, after line 15, insert

"SEC. 2. Section 5006.6 is added to said code, to read:

5006.6. Every person is guilty of a misdemeanor who, while a candidate for public office, with intent to mislead the electors in connection with his campaign for nomination or election to such office, represents, by his own statements or conduct, that he is the incumbent of such office when such is not the case. Any violation of this section may be enjoined in a civil action brought by the person who is in fact the incumbent of such office at the time such violation occurs."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 508—An act to amend Section 11100 of, and add Section 11102 to, the Elections Code, relating to municipal recall elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 2, 1959, strike out the second "Section", and insert "Sections".

Amendment No. 2

In line 2 of the title, after "11102", insert "and 11121".

Amendment No. 3

On page 1, line 14, after "chapter", insert ", except as provided in Section 11121".

Amendment No. 4

On page 1, after line 14, insert

"SEC. 3. Section 11121 is added to said code, to read:

11121. If the officer sought to be recalled dies more than 40 days prior to the election, the period for filing nomination papers to succeed the officer shall be extended to the twenty-fifth day prior to the election.

If the officer sought to be recalled resigns prior to the election, and at the close of the period for filing nomination papers only one person has been nominated for the office or no person has been nominated for the office, an election shall not be held. In such case the governing body of the city shall appoint to the office the person nominated, or, if no person has been nominated, shall appoint any qualified person."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1237—An act to amend Sections 61401 and 61402 of, and to add Sections 61402.5 and 61402.6 to, the Government Code, relating to community services district general elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, after "Sections", strike out "61401 and 61402 of, and to add", and insert "61400, 61401, 61402, 61403, 61430, 61431, and 61432 of, and to add".

PRINTER'S NOTE—There being no 7 point strikeout type available, the material which should appear in strikeout type in the following amendments is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 61400 of the Government Code is amended to read:

61400. The provisions of the Elections Code relating to the qualifications of electors, the manner of voting, the duties of election officers, the canvassing of returns, and all other particulars in respect to the management of general elections so far as they may be applicable shall govern all district elections except:

(a) To the extent that the provisions of the Elections Code pertaining to the conduct of [local] elections in *general law cities* [elections] are inconsistent with the provisions of that code pertaining to general elections, the provisions of the Elections Code pertaining to elections in [local] *general law cities* [elections] shall control.

(b) Inconsistent provisions of this division shall control over any provision of the Elections Code.

SEC. 2. Section 61401 of said code is".

Amendment No. 3

On page 1, strike out line 9, and insert

"SEC. 3. Section 61402 of said code is amended".

Amendment No. 4

On page 1, line 15, strike out "3", and insert "4".

Amendment No. 5

On page 2, line 49, strike out "4", and insert "5".

Amendment No. 6

On page 3, after line 6, insert

"SEC. 6. Section 61403 of said code is amended to read:

61403. Nominations for the office of director shall be made by petition of five or more registered electors filed with the secretary [at least 30] *not earlier than 75 days nor later than 12 o'clock noon on the fifty-fourth day before the election.*

SEC. 7. Section 61430 of said code is amended to read:

61430. If on the fiftieth [twentieth] day prior to a general district election one person only has been nominated for each of the positions of director to be filed at that election, *or if no person has been so nominated for any one or more of said offices,* and a petition signed by 5 percent of the voters requesting that the election be held has not been presented to the board, an election shall not be held.

SEC. 8. Section 61431 of said code is amended to read:

61431. In such case the publication provided for in Section 61405 shall instead of calling an election state that no election is to be held but that the board of supervisors will appoint those nominated for the positions of director; *if no person has been nominated for said position, the board of supervisors will appoint any qualified person or persons.*

SEC. 9. Section 61432 of said code is amended to read:

61432. If pursuant to Section 61430 a district election is not held, the board of supervisors of the county in which the district, or the largest part thereof in area, is situated shall at its next regular meeting appoint to the positions of directors those persons nominated, *or if no persons have been nominated for said positions, the board of supervisors shall appoint any qualified person or persons,* and such person or persons shall qualify, take office, and serve exactly as if elected at a general district election."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Assembly Bill No. 1033—An act to amend Section 3044 of, and to repeal Section 9481 of, the Elections Code, relating to municipal elections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1202—An act to amend Section 25123 of the Government Code, and Section 1651 of the Elections Code, relating to effective date of county ordinances.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1645—An act to amend Section 943 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1646—An act to amend Section 960 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 118—An act to add Section 2501 to, to amend Sections 2793, 2893, 2894, 2896, and 2899 of, and to repeal Sections 2674, 2742, 2794, and 2795 of, the Elections Code, relating to partisan candidates.

Bill read second time, and ordered to third reading.

Assembly Bill No. 824—An act to amend Section 8304 of the Fish and Game Code, relating to abalones.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1274—An act to amend Section 8222 of the Fish and Game Code, relating to salmon.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 700—An act to add Sections 20710, 20852, 20894, 20895, and 20896 to the Business and Professions Code, relating to petroleum products.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 13, 1959, strike out "20852, 20894, 20895", and insert "20894".

Amendment No. 2

On page 2, strike out lines 1 to 12, inclusive.

Amendment No. 3

On page 2, line 13, after "SEC.", strike out "3", and insert "2".

Amendment No. 4

On page 2, line 18, strike out "actual", and insert "minimum".

Amendment No. 5

On page 2, strike out line 24, and insert

"(c) The use of any numerals in such a manner that they are not represented to be or can".

Amendment No. 6

On page 2, strike out lines 27 to 34, inclusive.

Amendment No. 7

On page 2, line 35, after "SEC.", strike out "5", and insert "3".

Amendment No. 8

On page 2, line 37, strike out "Sections 20894 and 20895", and insert "Section 20894".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 193—An act to amend Section 7972, and to repeal Section 7972.5 of the Elections Code, relating to election returns.

Bill read second time, and ordered to third reading.

Assembly Bill No. 197—An act to amend Sections 2500 and 7920 of the Elections Code, relating to city elections.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 675—An act to amend Sections 2079 and 6019 of the Insurance Code, relating to the standard form fire insurance policy.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Burns, Byrne, Cameron, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 780—An act making an appropriation for the City Creek Flood Control Project, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Senate Bill No. 780 be passed on file and retain its place.

Motion carried.

Senate Bill No. 613—An act to add Article 4.5 (commencing with Section 19501) to Chapter 4, Division 8 of the Business and Professions Code, relating to the licensing and regulation of persons selling or offering to sell information predicting the outcome of horse races.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 480—An act to amend Sections 306, 320, 332, 351, 362, 365, 369, 374, 382, 388, 397, 407, 408, 409, 410, 415, 422, 435, 440, 446, 453, 456, 460, 467, 470, 476, 487, 492, 493, 494, 506, 521, 528, and 529 of, to amend and renumber Sections 553, 557 and 614 of, to add Article 2 (commencing at Section 250) to Chapter 2 of Division 1 of and to add Sections 486, 514, 543.1, 544, 545, 546, 547.1, 548, 549, 550, 551, 552,

553.1, 554, 555, 556.1, 557.1, 558.1, 559.1, 560.1, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587 and 588 to, the Streets and Highways Code, relating to state highways, providing for a California Freeway and Expressway System and for the periodic review of highway needs of all classifications of streets and highways and in connection therewith to add certain additional mileage to the State Highway System.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 727—An act to add Section 23014 to the Government Code, relating to the establishment of county revolving funds to finance district improvements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAtter, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 983—An act to amend Section 814.3 of the Agricultural Code, relating to lettuce containers, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 1006—An act to amend Section 1066 of the Public Utilities Code, relating to carrier rates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky,

Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Short, Slattery, Thompson, and Williams—29.

NOES—Senators Beard, Richards, and Stiern—3.

Motion to Reconsider

Senator Donnelly moved to reconsider the vote whereby Senate Bill No. 1006 was passed.

Postponement of Reconsideration

On motion of Senator Donnelly, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 1006 was passed, was continued until the next legislative day.

Senate Bill No. 484—An act to amend Section 13943.5 of the Government Code, relating to the discharge of state agencies from accountability for collection of taxes, licenses, fees, or money owing to the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Farr, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 5—An act to amend Section 8352 of the Revenue and Taxation Code, relating to the Motor Vehicle Fuel Fund and making an appropriation thereof.

Bill read third time.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 5:

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 16, 1959

To the Honorable Members of the Senate

GENTLEMEN: Senate Bill No. 5, "An act to amend Section 8352 of the Revenue and Taxation Code, relating to the Motor Vehicle Fuel Fund and making an appropriation thereof," in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 5 as an emergency measure.

Respectfully,

EDMUND G. BROWN, Governor

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 35—Relative to the landscaping of the Carmel-Monterey Freeway.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Donnelly, Erhart, Farr, Grunsky, Hollister, Johnson, McAteer, McBride, Montgomery, O'Sullivan, Rattigan, Richards, Short, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 40—Relative to predatory animal control.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Collier, Dilworth, Dolwig, Donnelly, Erhart, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Resolution No. 91—Relative to commending John Foster Dulles for his many years of outstanding service to the Nation.

Resolution read.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

In line 3 of the last "WHEREAS" clause, as printed on page 1629 of the Senate Daily Journal for April 21, 1959, strike out "1952", and insert "1953".

Amendment read, and adopted.

Resolution ordered amended.

Request for Unanimous Consent

Senator Thompson asked for, and was granted, unanimous consent to take up Senate Resolution No. 91, as amended, at this time, for consideration.

CONSIDERATION OF SENATE RESOLUTION NO. 91, AS AMENDED

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following resolution is indicated by being enclosed within brackets.

By Senators Thompson and Erhart:

Senate Resolution No. 91

Relative to commending John Foster Dulles for his many years of outstanding service to the Nation

WHEREAS, The Senate of the State of California views with great sadness and regret the forced retirement, because of illness, of John Foster Dulles from his most important post as Secretary of State of the United States; and

WHEREAS, John Foster Dulles was born in Washington, D. C. on February 25, 1888, and, following his general collegiate education at Princeton University and legal education at George Washington University, began a career of the most extraordinary character which was to carry him to positions of the greatest trust and responsibility in the Government of the United States and in the councils of the leaders of the nations of the world, and has assured him a place in history among the great men of America and of the world; and

WHEREAS, The life and career of John Foster Dulles is one marked by tremendous achievement and service in fields of human endeavor so numerous and diverse as to

appear beyond the range of accomplishment by an individual man and includes work in the practice of law as a member of the distinguished New York law firm of Sullivan and Cromwell since 1921, trustee of the Bank of New York, chairman of the Rockefeller Foundation and the Carnegie Endowment for International Peace, member of the New York State Banking Board, trustee of the Union Theological Seminary, secretary of the Hague Peace Conference in 1907, member of the second Pan-American Scientific Congress, special agent of the Department of State of the United States in Central America in 1917, captain and major in the United States Army in 1917-1918, assistant to the chairman of the War Trade Board in 1918, counsel to the American Commission to Negotiate Peace in 1918-1919, member of the Preparations Commission and Supreme Economic Council in 1919, legal advisor to the Polish plan of financial stabilization in 1927, American representative to the Berlin debt conferences in 1933, member of the United States delegation to the San Francisco Conference on World Organization in 1945, member of the United Nations General Assembly in 1946, 1947, and 1950, acting chairman of the United States delegation to the United Nations General Assembly in Paris in 1948, advisor to the Secretary of State at various councils of foreign ministers, interim United States Senator in 1949, consultant to the Secretary of State in 1950, special representative of the President of the United States to negotiate the Japanese Peace Treaty and the Australian, New Zealand, Philippine, and Japanese Security Treaties, noted writer and speaker on international affairs and author of the books "War, Peace and Change" (1939) and "War or Peace" (1956), and a variety of other activities so numerous as to defy adequate listing; and

WHEREAS, John Foster Dulles attained the pinnacle of his greatness in the service of his Country and of freedom-loving people throughout the world as Secretary of State of the United States, to which office he was appointed in [1952] 1953, and where he arose to become so singularly the leader and dominant figure of the forces dedicated to, and which have so successfully achieved, the maintenance of international peace and the preservation of the personal rights, freedoms and dignity with which man is by nature endowed, in a period when, to an extent never before paralleled in history, the free world was confronted with the imminent threat of enslavement by powers ruthlessly bent upon attaining those ends and armed with weapons capable of the destruction of civilization itself; now, therefore, be it

Resolved by the Senate of the State of California. That that body by this resolution expresses its most profound regret that this great American statesman has been compelled to voluntarily relinquish his post of Secretary of State of the United States, and extends to him its commendation and thanks for his outstanding work on behalf of his Country and freedom-loving peoples everywhere; and be it further

Resolved. That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to John Foster Dulles.

Resolution read as amended and unanimously adopted on motion of Senator Thompson.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay Area Rapid Transit District.

Motion to Retain Place on File

Senator Burns moved that Assembly Bill No. 530 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Assembly Bill No. 176 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 551—An act to amend Section 24005 of the Government Code, relating to vacations of county employees.

Motion to Retain Place on File

Senator Burns moved that Assembly Bill No. 551 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 552—An act to amend Section 53205.1 of the Government Code, relating to premium payments by local agencies from public funds.

Motion to Retain Place on File

Senator Burns moved that Assembly Bill No. 552 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 211—An act to amend Sections 18350, 18355, and 18444 of, and to add Section 18350.5 to, the Health and Safety Code, relating to auto and trailer parks and tent camps.

Bill read third time, and presented by Senator Johnson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAtcer, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1030—An act to amend and renumber Section 591 of, and to add Section 739.6 to, the Vehicle Code, and to amend Section 41102 of, and to add Section 41103 to, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to procedure for violations involving unattended vehicles, declaring the urgency thereof, to go into effect immediately.

Bill read third time, and presented by Senator Collier.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAtcer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Thompson, and Williams—30.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAtcer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1118—An act to amend Section 713 of the Vehicle Code and to amend Section 35704 of, and to add Section 35716 to, the

Vehicle Code as proposed by Assembly Bill No. 5, relating to contractors subject to city ordinances decreasing vehicle weight limits.

Bill read third time, and presented by Senator Beard.

The bill was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 199—An act to amend Section 5781.10 of the Public Resources Code, relating to election of directors of recreation.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 200—An act to amend Sections 30291, 30756, 30762, 30763, 30771, and 30815 of the Water Code, relating to elections in county water districts.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 238—An act to repeal Section 655.5 of the Elections Code, relating to precinct boards.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 242—An act to amend Section 14058 of the Health and Safety Code, relating to nomination of fire commissioners.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 311—An act to amend Sections 2609 and 2632 of the Elections Code, relating to nominations.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 312—An act to amend Sections 2610, 3080 and 3082 of the Elections Code, relating to verification deputies.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAtter, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 356—An act to amend Section 682 of the Elections Code, relating to change in polling place.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAtter, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 596—An act to amend Section 2935 of the Business and Professions Code, relating to psychologists.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAtter, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Richards, Rodda, Short, Slattery, Stiern, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 674—An act to add Section 2014 to the Business and Professions Code, relating to chiropody.

Bill read third time, and presented by Senator Byrne.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAtter, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1052—An act to add Section 11018.1 to the Business and Professions Code, relating to subdivisions.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1055—An act to amend Sections 11000 and 11535 of the Business and Professions Code, relating to subdivisions.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Byrnes, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 832—An act to amend Sections 14740.4, 14740.5, and 14740.6 of the Education Code, and Sections 14683, 14684, and 14685 of the Education Code as proposed by Senate Bill No. 2, relating to school district retirement systems.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 917—An act to amend Section 9601.2 of the Education Code, and Section 6806 of the Education Code as proposed by Senate Bill No. 2, relating to contracts for education of physically handicapped minors.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McBride, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 955—An act to amend Sections 13404 and 13405 of the Education Code, and to amend Sections 13364 and 13365 of the Education Code as proposed by Senate Bill No. 2, relating to teachers' institutes.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1434—An act to amend Sections 541.1, 585, 1405, and 1513 of the Probate Code and to add Section 6408.5 to the Financial Code, relating to deposits and investments by executors, administrators, guardians and other fiduciaries.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Farr, Gibson, Grunsky, Hollister, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 15—Relative to atomic energy and radiation protection.

Resolution read, and presented by Senator Richards.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Resolution ordered transmitted to the Assembly.

Assembly Bill No. 61—An act appropriating funds for acquisition of additions to Mt. Tamalpais State Park and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator McCarthy.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—31.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, Murdy, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 258—An act to amend Section 103.3 of the Welfare and Institutions Code, relating to the commencement of aid payments to applicants for public assistance.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Farr, Gibson, Grunsky, Hollister, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 350—An act to amend Section 6800 of, and to add Section 6807.5 to, the Elections Code, relating to electronic and electro-mechanical tabulation of ballots.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Johnson, McCarthy, Montgomery, Murphy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 386—An act to amend Section 264.1 of, and to add Section 260.85 to, the Agricultural Code, relating to diseased animals, declaring the urgency thereon, to take effect immediately.

Bill read third time, and presented by Senator Cobey.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Gibson, Grunsky, Hollister, Johnson, McAteer, McCarthy, Montgomery, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 638—An act to amend Section 762.9 of the Agricultural Code, relating to canning tomato inspection fees.

Bill read third time, and presented by Senator Gibson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Hollister, Johnson, McAteer, Montgomery, Murphy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

LETTER OF TRANSMITTAL

SENATE, CALIFORNIA LEGISLATURE, April 22, 1959

*Hon. Glenn M. Anderson
President of the Senate
Sacramento, California*

DEAR SIR: I am transmitting herewith the report of the Senate Interim Committee on Collection Agencies, Private Detectives and Debt Liquidators, as directed by Senate Resolution No. 155, 1957.

Very truly yours,

EDWIN J. REGAN, Vice Chairman

Letter of transmittal ordered printed in the Journal and the report ordered printed in the Appendix of the Journal.

MOTION TO PRINT COPIES OF REPORT

Senator Regan moved that 2,000 copies of the report of the Senate Interim Committee on Collection Agencies, Private Detectives, and Debt Liquidators be printed for distribution.

Motion carried.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 301

Senate Bill No. 907

Senate Bill No. 902

Senate Bill No. 996

And reports the same correctly engrossed.

BURNS, Chairman

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1282: By Senator Cameron—An act to add Section 2166 to the Welfare and Institutions Code, relating to computation of old age assistance grants.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1283: By Senator Berry—An act to amend Section 17462 of the Health and Safety Code, relating to the State Housing Act.

Referred to Committee on Public Utilities.

Senate Bill No. 1284: By Senators Regan and Dolwig—An act to amend Sections 7504, 7512, 7514, 7521, 7522, 7525, 7526, 7528, 7533, 7534, 7538, 7540, 7551, 7553, 7553.1, 7560, and 7580 of, and to add Sections 7523.1, 7526.1, 7526.2, 7526.3, 7526.4, 7536, 7538.1, and 7538.2 to, and Article 3.5 (commencing at Section 7514) to Chapter 11 of Division 3 of, and to repeal Sections 7536 and 7552 of, the Business and Professions Code, relating to private investigators and adjusters.

Referred to Committee on Business and Professions.

Senate Bill No. 1285: By Senators Regan and Dolwig—An act to amend Sections 6851, 6852, 6857, 6870, 6875, 6877, 6880, 6885, 6886, 6887, 6888, 6889, 6890, 6891, 6892, 6895, 6900, 6901, 6902, 6905, 6906, 6907, 6909, 6910, 6911, 6912, 6913, 6914, 6915, 6916, 6921, 6922, 6923, 6925, 6930, 6931, 6947, 6948, 6949, 6950, 6951, 6955, and 6956 of, and to amend and renumber Sections 6863, 6866, and 6867 of, and to add Sections 6854, 6855, 6860, 6861, 6865, 6865.5, 6866, 6866.5, 6867, 6867.5,

6868, 6868.5, 6873, 6876, 6876.1, 6876.2, 6878, 6878.1, 6886.1, 6906.1, 6916.1, 6925.1, 6947.1, 6949.1, and 6949.2 to, and Articles 5.5 (commencing at Section 6894) and 6.5 (commencing at Section 6904) to Chapter 8 of Division 3 of, and to repeal Sections 6854, 6855, 6860, 6861, 6862, 6864, 6864.5, 6865, 6876, 6878, 6879, 6920, 6926, 6945, and 6946 of, the Business and Professions Code, relating to collection agencies.

Referred to Committee on Business and Professions.

ADJOURNMENT

At 5.40 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Thursday, April 23, 1959.

JOHN F. LEA, Minute Clerk

CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-FIRST LEGISLATIVE DAY

SEVENTY-NINTH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Thursday, April 23, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Rev. R. Wilbur Simmons, Chaplain of the Assembly, from the First Pioneer Congregational Church of Sacramento.

Eternal God, Thou hast reminded us that the past generation needs the present one, and "that they, without us, cannot be made perfect." This Senate needs the Assembly, admittedly, or not. Northern California needs Southern California, capital needs labor, industry needs agriculture, crowded cities need the countryside of mountains, lakes and beaches, nations need other friendly nations, a political party needs a counterpart, most of all, men need Thee, O God. One cannot be lifted at the expense of the other; one is strong as all are strong. Help us to stand together, lest we fall separately. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:
Senator Gibson, on motion of Senator Cameron, due to legislative business.

Senator Shaw, on motion of Senator Stiern, due to illness.

Senator Berry, on motion of Senator Cobey, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Fay Long, and the

following students from Linden Union High School: Linda Albert, Louisa Barabagelata, Ralph Barie, Marlene Brown, Travis Cox, Elaine Dekas, Jimmie Fisher, Sharon Pruitt, Vestel Gard, Barbara Lawrence, Bob Lee, Mary Maabs, Peggy Noesi, Peggy O'Neil, Wayne Owens, Jean Peralta, Alan Ramacher, Tim Ribal, Carmen Rivera, Glanda Russell, Sharon Sterns, Jerry Swan, Dennis Syversen, Kathline Tone, Helen Ueyama, Carol Waters, Kenneth Watkins, Shizeko Wakabayashi, John Warren, and Joyce Williams. Also to Mrs. Helen Grindrod and the following students of Lathrop School: Nancy Andaya, Sandra Applegate, John Archuleta, Robert Baker, Esther Celestine, Barbara Cox, Katherine Collins, Ethel Craig, Gary Freeman, Jerry Frey, Judith Gatto, Beverly Gibbons, Garry Guzman, Shirley Hall, Russell Hayre, Judy Johnson, Ernest Locke, Peter Lucas, Jo Ann Marquis, Marjorie Mattes, Rosalie Miller, Geneva Mitchell, Phillippe Montalvo, Melvin Montgomery, Maximino Navatia, Gary Onstott, Carol Percival, Carlon Perry, Anita Rodriguez, Barbara Rubianes, Sammy Supnet, Madeline Teixeira, Lester Troy, Pedro Valencia, Frank Vallejo, Gloria Vallesteros, Alex Varilla, Janet Wiggin, and Carmen Yopez.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Poulos and Mr. John Poulos of Ukiah.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John Bodero, Ad Fried, and Thomas Shannon of Oakland; Gordon Melgard, Mayor Claude B. Hutchison, Vice Mayor Art Beckley, Councilman John DeBonis, City Manager John Phillips, and Fire Chief Chester Moeller of Berkeley; Mayor Royal Milligan of Piedmont; John H. Carlson of Hayward; and Mrs. Nora Willis of Albany.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mir Ajam, Atowar Hossain Chodhry, Khaney Alam Khan, M.D., Abdur Rauf Khatlaney, S. A. Abdul Rahim, and Landur Rahman, who are officials of the Government of Pakistan. Also Wallace Best, Robert Berkov, and Mrs. Elsie Reinert of Los Angeles; Mrs. Fred Markham of Palm Springs; and Leo Andrews of North Hollywood.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Myrtle Crawford, mother of Assemblyman Crawford of Coronado, and Mr. Fred O. Leutwyler of San Diego.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. William Hapgood, Mrs. George Sequeira, Mrs. Merrill Silva, Mrs. Peter Ruzir, and the following students of Holy Spirit School: Carl Boyer, Daniel Cox, Paul D'Alessandro, Dennis DeCuir, Robert Garlick, Joseph Goss, James Hapgood, Emmett Hill, David Kelley, Marty Kennedy, Stephen Leake, Richard Lucich, Kevin MacLachie, Jerry Martinez, Douglas Mendonsa, Brian Murphy, Fred Oliver, Craig Rakela, Peter Ruzir, James Sequeira, Jim Silva, Brian Slattery, Neal Traversi, Gregory Venegas, James Waddell, and Michael Ward. Also, to the following students of El Dorado Elementary School: Peggy Best, Douglas Cornwell, Philip Cousins, Gail Geisick, Susan George, James Graham, Susan Hapgood,

Joyce Hashimoto, Julia Jones, William Morgan, Ann Naschke, Jan Parker, Peggy Peterson, Joe Ramsey, Ronald Scott, Thomas Smart, Barbara Stetson, David Swanson, Gregory Van Dusen, Gordon Walthall, Margaret Weber, Henry Weinheimer, and Jane Wilcoxon.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Charles Deck, Tully E. Warren, David S. Fulton, H. F. Cooper, Mary Jo Baker, M. J. Styles, Dr. Royce Delmatier, Robert Gollings, Dalton Roberts, Tom Townsend, Philip McCombs, Emeline Ebberts, Erwin Cooper, Jim Tillery, Andy Anderson, Davis Parkes, Max G. Funke, Herman F. Mertens, Ray L. Rusk, Alfred Knight, Roy Stephens, Vince Merritt, Mrs. Funk, P. H. Walton, D. F. McLaughlin, Theodore Rosequist, Walter Barkdull, H. A. Smith, Carl M. Yost, Robert G. Thomas, Carl Albracht, Ross Buell, Albert Ricksecker, John H. Grady, John Fount, Don Lipman, Nora Willis, Ted Huggins, Howard Osseman, John Carlson, W. Carl Brune, Jr., Chuck Broadhurst, Dorothy Haight, Patricia Sikes, Andy Barrigan, Ted Palmer, Justin A. Mace, Royal S. Milligan, Edward Colbert, Al Podborny, Silva Ronzone, Eugene Huggins, Byron Bellinger, Ad Fried, Marty Mercado, Nicholas Wyckoff, Bert Geisreiter, Willard Swain, Vivian Werner, Phil Smith, Barbara Hunter, George A. McClean, Dan Rody, Jim Mackin, Norman D' Evelyn, R. W. Evans, Thos. Shannon, Clyde Gorman, Milo Ryan, Andrew Anderson, Capt. K. W. Styles, Wayne Harbert, Hal Altman, Jack Slater, Dennis Verbeck, and Don Taggart.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to John D. Slater and Newton Wise of Sacramento.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. George Reinert of Santa Rosa.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Kenneth Brown of Visalia.

On request of Senator Grunsky, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Don Jameson, Mr. Pete Swanson, Mr. Dave Horlock, and the following students of Scotts Valley School: Al Ackerman, Paul Anderson, Marty Arundell, Roy Baily, Terry Berger, Tommy Bivins, Esther Bond, Sandra Brown, Bruce Buekner, Ray Cameron, Sherry Cordy, Kathy Coverston, Chip Cureton, Judy Duerr, Beverly Du Fay, Catherine Fitchie, David Foster, Toni Foster, Cathy Hannel, Judy Hansen, Timmy Harra, Sandra Harris, Jackie Harrison, Don Heden, Carlene Heikkila, Carol Jolley, and Kay Kenworthy.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Lloyd Peterson, Mr. David Benson, and the following students of Roselawn School: Sherry Bettencourt, Christine Bond, Bonnie Cole, Donna Damas, Don Dornderg, Nancy Elliott, Peggy Elliott, Gwen England, Robert Fletcher, Darrell Gee, Doris Gee, Ricky Gioletti, Dennis Graves, Charles Jacobi, Ronald Jones, Barry Jorgensen, Brian Jorgensen, Ronald Hibdon, Jeanie Hibdon, Robert Holloway, Michael Linn,

Misses Jennings, Miss Melrose, Misses Miller, Misses Moore, Misses
 Pratt, Misses Robbins, Misses Jones, Misses Scott, Misses
 Tamm, Misses, Misses Lee, Misses Rogers, Misses Smith, Misses
 Cook, Misses, Misses Tamm, Misses Tamm, Misses Tamm, and
 Misses Tamm.

The report of Sewanee Journal, the proceedings of the Board of the Sewanee
 Chapter for the day were unanimously adopted by Jack Rogers of
 Knoxville, Ohio, Lora of Nashville, and Elmer Smith of New York.

MESSAGES FROM THE ASSEMBLY

Assembly Convened, April 25, 1907.

Mr. President: I am pleased to inform you that the Assembly
 is now in session for the first time since the adjournment of
 the last session.

Assembly Bill No. 100
 Assembly Bill No. 101
 Assembly Bill No. 102

Assembly Bill No. 103
 Assembly Bill No. 104

Assembly Bill No. 105
 Assembly Bill No. 106

Assembly Convened, April 25, 1907.

Mr. President: I am pleased to inform you that the Assembly
 is now in session for the first time since the adjournment of
 the last session.

Assembly Bill No. 107

Assembly Bill No. 108
 Assembly Bill No. 109

Assembly Convened, April 25, 1907.

Mr. President: I am pleased to inform you that the Assembly
 is now in session for the first time since the adjournment of
 the last session.

Assembly Bill No. 110
 Assembly Bill No. 111

Assembly Bill No. 112
 Assembly Bill No. 113

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following bills were read the first time:

Assembly Bill No. 100—An act to amend Section 110 of the State
 Code, relating to the constitution of the courts of law.

Referred to Committee on Judiciary

Assembly Bill No. 101—An act to amend Section 111 of the
 State Code, relating to the constitution of the courts of law.

Referred to Committee on Judiciary

REPORTS OF STANDING COMMITTEES

Committee on Rules

Assembly Convened, April 25, 1907.

Mr. President: The Committee on Rules has the honor to
 report to you that it has held its first session on April 25 and 26, 1907, and
 has adopted the following resolutions:

Assembly Bill No. 100—An act to amend Section 110 of the State
 Code, relating to the constitution of the courts of law.

Assembly Bill No. 101—An act to amend Section 111 of the State
 Code, relating to the constitution of the courts of law.

Assembly Bill No. 102—An act to amend Section 112 of the State
 Code, relating to the constitution of the courts of law.

Assembly Bill No. 103—An act to amend Section 113 of the State
 Code, relating to the constitution of the courts of law.

Senate Bill No. 431 An act to amend Section 16470 of the Government Code, relating to state funds;

Senate Bill No. 446 An act to amend Sections 3031, 3240, 3242, 3245, 4006 and 4751, and to repeal Sections 3243 and 3244 of the Fish and Game Code, relating to licenses;

Senate Bill No. 505 An act to amend Sections 21460 and 21803 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to highway signs and markings;

Senate Bill No. 686 An act to amend Sections 12509 and 12512 of the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to motor vehicle operator's age limits;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-third day of April, 1959, at 10 a.m.

BURNS, Chairman

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 265 An act to amend Section 1744 of the Harbors and Navigation Code, relating to the San Francisco Port Authority;

Senate Bill No. 280 An act to amend Section 1219.5 of the Agricultural Code, to amend Section 6062 of the Harbors and Navigation Code, to amend Sections 5740.19 and 5790.26 of the Health and Safety Code, and to amend Section 2354.1 of the Welfare and Institutions Code, relating to the keeping of business records by public accountants;

Senate Bill No. 342 An act to amend Sections 571.5 and 571.6 of the Elections Code, relating to election precincts;

Senate Bill No. 347 An act to add Section 1255b to the Code of Civil Procedure, relating to eminent domain and the allowance of interest after an order is made letting the plaintiff into possession;

Senate Bill No. 356 An act to amend Sections 2054 and 2073 of the Harbors and Navigation Code, relating to the San Francisco Harbor;

Senate Bill No. 377 An act to amend Section 1642 of the Welfare and Institutions Code, relating to maternity care;

Senate Bill No. 380 An act to repeal Articles 3 (commencing at Section 7751), 4 (commencing at Section 7711), and 5 (commencing at Section 7901) of Chapter 4, Part 3, Division 6 of, and Section 7994 of, the Public Resources Code, relating to state lands;

Senate Bill No. 381 An act to repeal Section 6210.6 of the Public Resources Code, relating to the granting of rights-of-way for roads and highways over public lands;

Senate Bill No. 382 An act to amend Section 6210.4a of the Public Resources Code, relating to conveyances of state lands;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-third day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 383 An act to amend Section 7705 of, and to repeal Sections 7701, 7702, 7703, 7704, 7720, 7721, and 7722 of the Public Resources Code, relating to state lands;

Senate Bill No. 385 An act to repeal Sections 7726, 7727, and 7728 of, and to amend Section 7729 of, the Public Resources Code, relating to state lands;

Senate Bill No. 386 An act to amend Section 1657 of the Insurance Code as enacted by the Legislature at its 1959 Regular Session, relating to the issuance of certificates of convenience;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-third day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 378

Senate Bill No. 865

Senate Bill No. 922

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Judiciary

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: Your Committee on Judiciary, to which was referred:

Senate Bill No. 942

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules with the further recommendation that the bill be re-referred to the Senate Committee on Local Government and then referred back to the Judiciary Committee.

Committee membership 15.

REGAN, Chairman

Above reported bill re-referred to Committee on Local Government.

Committee on Institutions

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Institutions, to which was referred:

Senate Bill No. 476

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

COOMBS, Chairman

Above reported bill ordered to second reading.

Committee on Governmental Efficiency

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Governmental Efficiency, to which were referred:

Assembly Bill No. 630

Assembly Bill No. 1286

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be placed on the Consent Calendar.

GIBSON, Chairman

Above reported bills ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 631

Assembly Bill No. 226

Senate Bill No. 930

Assembly Bill No. 956

Assembly Bill No. 159

Assembly Bill No. 1510

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 655

Assembly Bill No. 362

Senate Bill No. 708

Assembly Bill No. 1357

Assembly Bill No. 23

Assembly Bill No. 1515

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

TEALE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Local Government, to which were referred:

Senate Bill No. 577

Senate Bill No. 629

Senate Bill No. 630

Senate Bill No. 632

Senate Bill No. 633

Senate Bill No. 835

Senate Bill No. 993

Assembly Bill No. 148

Assembly Bill No. 712

Assembly Bill No. 753

Assembly Bill No. 954

Assembly Bill No. 1280

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

TEALE, Chairman

Above reported bills ordered to second reading.

Committee on Insurance and Financial Institutions

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Committee on Insurance and Financial Institutions, to which was referred:

Assembly Bill No. 1317

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

GRUNSKY, Chairman

Above reported bill ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 86

Senate Bill No. 123

Senate Bill No. 236

Senate Bill No. 304

Senate Bill No. 607

Senate Bill No. 209

Senate Bill No. 536

Assembly Bill No. 881

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

MCBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 398

Senate Bill No. 534

Senate Bill No. 572

Assembly Bill No. 454

Assembly Bill No. 488

Assembly Bill No. 914

Assembly Bill No. 1178

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

MCBRIDE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Finance, to which were referred:

Senate Bill No. 669

Senate Bill No. 890

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

MCBRIDE, Chairman

Above reported bills ordered to second reading.

Committee on Rules

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Rules, to which were referred:

Senate Concurrent Resolution No. 53

Senate Resolution No. 88

Senate Resolution No. 90

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BURNS, Chairman

Above reported resolutions ordered to third reading.

Committee on Elections

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Elections, to which was referred:

Senate Bill No. 742

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

Committee membership 7.

COBEY, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 737

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

Committee membership 7; committee vote: Ayes 6; absent 1.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 739

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, do pass as amended, and be re-referred to the Committee on Finance.

Committee membership 7; committee vote: Ayes 5; absent 2.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Joint Resolution No. 28

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

Committee membership 7; committee vote: Ayes 5; absent 2.

THOMPSON, Chairman

Above reported resolution ordered to second reading.

Committee on Finance

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 711

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Chairman

Above reported bill ordered to second reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Assembly Bill No. 1343

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 7; committee vote: Ayes 5; absent 2.

THOMPSON, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Public Health and Safety, to which was referred:

Senate Bill No. 1024

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

THOMPSON, Chairman

Above reported bill ordered to second reading.

Committee on Local Government

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Local Government, to which was referred:

Senate Bill No. 1007

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

Committee membership 9.

TEALE, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 22, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 911

Assembly Bill No. 682

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 911

Senator Holmdahl moved that Senate Bill No. 911 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 911—An act to amend Section 12076 of the Penal Code, relating to the sale of concealable firearms.

Bill read second time.

Motion to Amend

Senator Holmdahl moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, strike out "true, full", and insert "legal".

Amendment No. 2

On page 1, line 5, strike out "true", and insert "residence".

Amendments read, and adopted.

Bill ordered printed, engrossed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 682

Senator Regan moved that Assembly Bill No. 682 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 682—An act to amend Sections 58241, 61128, 61230, and 61823 of the Government Code, Sections 3533, 4659, 5418, and 8127 of the Streets and Highways Code, Sections 1808, 2285, 2341, 2832, 14750, 14815, 14825, 14827, 32004.6, 32004.8 and 33573 of the Health and Safety Code, and Sections 9304, 9313, 9316, and 9713 of the Public Resources Code, relating to recordation of instruments.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 3, line 16, of the printed bill, strike out "six months", and insert "one year".

Amendment No. 2

On page 3, line 17, after "board", insert "or within 90 days after the completion of the work, whichever first occurs".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Senate Constitutional Amendment No. 15

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND SENATE CONSTITUTIONAL AMENDMENT NO. 15

Senator Regan moved that Senate Constitutional Amendment No. 15 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Constitutional Amendment No. 15—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 1d to Article XIII thereof, relating to the taxation of district property.

Resolution read.

Motion to Amend

Senator Regan moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed measure, after line 13, insert

"It shall be the duty solely of the State Board of Equalization to assess such property in proportion to its value and to equalize the valuation thereof."

Amendment read, and adopted.

Resolution ordered printed, and re-referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 931

Senate Bill No. 985

Assembly Bill No. 655

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 931

Senator Hollister moved that Senate Bill No. 931 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 931—An act to add Part 7 (commencing at Section 7000) to Division 8 of the Harbors and Navigation Code, relating to small craft harbor districts.

Bill read second time.

Motion to Amend

Senator Hollister moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 48, of the printed bill, after the period, insert "The notice shall also state that any interested person, including any owner of taxable real property within the proposed district, may file with the clerk of the body conducting the hearing at any time prior to the time fixed for the hearing a written protest or objection to the formation of the district."

Amendment No. 2

On page 3, between lines 40 and 41, insert "7023.5. If, prior to the time fixed for the hearing, the owners of taxable real property in the proposed district having an assessed valuation of more than one-half of the assessed valuation of all taxable real property in the proposed district have filed with the clerk of the body conducting the hearing written protest or objection to the formation of the district, the body conducting the hearing shall so find and the proceeding shall be terminated and no further proceedings shall be had or taken pursuant to the petition. If the proceeding is so terminated by the filing of a written majority protest or objection, a new petition for the same or substantially the same district may not be filed until the expiration of two years from the date of the finding that such protest or objection has been filed."

Amendment No. 3

On page 4, line 13, strike out "and", and insert a period.

Amendment No. 4

On page 4, strike out lines 14 and 15.

Amendment No. 5

On page 4, lines 26 and 27, strike out "and candidates nominated".

Amendment No. 6

On page 4, line 27, strike out "general".

Amendment No. 7

On page 5, strike out lines 14 to 34, inclusive, and insert "7040. If and when the territory included within the district lies entirely within a single city, the legislative body of such city shall be ex officio the board of directors of the district. In such a case, the presiding officer of such legislative body shall be ex officio the president of the district, the clerk of such city shall be ex officio the secretary of the district, the treasurer of such city shall be ex officio the

treasurer of the district, and the provisions of Article 2 recommending at Section 7190) of Chapter 6 of this part shall not apply.

7041. If and when the territory included within the district lies entirely within unincorporated territory of a county, the board of supervisors of such county shall be ex officio the board of directors of the district. In such a case the chairman of the board of supervisors shall be ex officio the president of the district, the clerk of the board of supervisors shall be ex officio the secretary of the district, and the provisions of Article 2 recommending at Section 7190) of Chapter 6 of this part shall automatically apply.

7042. If and when the territory included within the district lies in part within the boundaries of a single city and the remaining part within unincorporated territory of a county, the board of directors of the district shall consist of two members of the legislative body of such city, two members of the board of supervisors of the county, and one additional member. If the majority of the assessed value of the taxable property within the district as shown on the latest equalized county assessment roll is within such city, such additional member shall be a member of the legislative body of such city; otherwise such additional members shall be a member of the board of supervisors.

7043. If and when the territory included within the district lies entirely within the boundaries of two or more cities, the board of directors of the district shall consist of three members of the legislative body of that city which lies within the district the largest amount of assessed value of taxable property as shown on the latest equalized county assessment roll, and two members of the legislative body of each of the other cities.

7044. In all other cases the board of directors of the district shall consist of two members of the legislative body of each city the territory of which lies in whole or in part within the district, two members of the board of supervisors of the county in which the district lies, and one additional member of the legislative body of county of supervisors, as the case may be, of that city or county containing but the county only assessed value of taxable property within unincorporated territory within the district which lies within the district the largest amount of assessed value of taxable property as shown on the latest equalized county assessment roll.

7045. In cases when Section 7042, Section 7043 or Section 7044 applies, the members of a board or body who are to serve as directors of the district shall be selected from time to time by that board or body."

Amendment No. 8

On page 6, strike out lines 1 to 5, inclusive, and insert

"7042. Within 30 days after the formation of the district the directors shall meet and organize as a board. The board shall:

(a) Elect one of its members president except in a case where Section 7040 or Section 7041 applies."

Amendment No. 9

On page 6, strike out lines 38 and 39, and insert

"7040. Except in a case where Section 7042 or Section 7041 applies, the board shall at its first meeting, or as soon thereafter as practical, appoint a secretary and treasurer. The board shall also appoint other"

Amendment No. 10

On page 7, strike out lines 11 to 49, inclusive.

Amendment No. 11

On page 8, strike out lines 11 to 17, inclusive.

Amendment No. 12

On page 9, strike out lines 4 to 16, inclusive.

Amendment No. 13

On page 9, line 18, strike out "3", and insert "2".

Amendment No. 14

On page 9, line 18, strike out "; Recall".

Amendment No. 15

On page 9, strike out lines 41 to 45, inclusive.

Amendment No. 16

On page 18, strike out lines 23 to 40, inclusive, and insert

"7243. In any ordinance or resolution calling an election to authorize the issuance of revenue bonds of the district, the board may insert a provision that it intends to provide, as further security for the bonds, for a limited tax levy (stating

the limit as to rate) which shall be levied from time to time to the extent to which revenues pledged to the payment of the principal of and interest on the bonds have been or are expected to be insufficient in any year to pay said principal and interest or to the extent to which any reserve fund established for said bonds has been or will be used to pay, or to provide for the payment of, such principal or interest. If such provision is so inserted and if the bonds are authorized by the vote provided in Section 7241, the board may insert in the ordinance or resolution providing for the issuance of such bonds a provision for such limited tax levy and such terms, conditions and covenants as may be necessary or convenient for the carrying out of such provision. The limited tax levies authorized by this section shall not in the aggregate exceed in any one year one dollar (\$1) on each one hundred dollars (\$100) of assessed valuation."

Amendment No. 17

On page 19, line 14, after "(b)", insert "An estimate of the minimum amount of money required to be raised by taxation to comply with, but subject to the limitations of, any provision inserted pursuant to Section 7243 in any ordinance or resolution providing for the issuance of revenue bonds.

(c)".

Amendment No. 18

On page 24, line 23, after the period, insert "In the case of a district which lies entirely within a single city, the ownership of assets shall vest in the city, the legislative body of the city shall perform the duties imposed by this section and the excess shall be paid into the general fund of the city."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND SENATE BILL NO. 985

Senator Beard moved that Senate Bill No. 985 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 985.—An act to add Chapter 2.5 (commencing at Section 1440) to Division 2 of the Health and Safety Code, to repeal Sections 200, 201, 202, 203, 203.5, 203.6, 203.7, 203.8, 203.9, 204, 204.5, 206, 206.5, 6000, 6001, 6002, 6002.5, 6003, 6004, and 6005 of the Welfare and Institutions Code, and to add Section 202 to the Welfare and Institutions Code, relating to county medical facilities.

Bill read second time.

Motion to Amend

Senator Beard moved the adoption of the following amendments:

Amendment No. 1

On line 5 of the title of the printed bill, after "Code," insert "to amend Section 2500 of the Welfare and Institutions Code,".

Amendment No. 2

On page 2, strike out lines 10 through 12.

Amendment No. 3

On page 2, line 13, strike out "(e)", and insert "(d)".

Amendment No. 4

On page 2, line 15, strike out "(f)", and insert "(e)".

Amendment No. 5

On page 2, line 27, after "rates", insert "not less than once annually".

Amendment No. 6

On page 2, line 30, after "transportation", insert "of patients".

Amendment No. 7

On page 2, line 31, strike out ", and", and insert ". The board".

Amendment No. 8

On page 3, line 21, strike out "may submit" and insert "provide".

Amendment No. 9

On page 3, line 22, strike out "respective boards", and insert "board".

Amendment No. 10

On page 4, strike out lines 4 through 17 inclusive.

Amendment No. 11

On page 4, line 31, after "medical", insert "or dental".

Amendment No. 12

On page 4, line 32, after "surgeon", insert "or dentist".

Amendment No. 13

On page 5, line 37, strike out "and", and insert ". care for or".

Amendment No. 14

On page 6, line 15, insert

"1402. Any persons detained in a county medical facility shall be exempt from medical or psychiatric treatment on filing with the person in charge of such facility a statement that he depends upon religion or spiritual means for healing in the practice of the religion of a well-recognized church, sect, denomination or organization. Said statement shall be completed by:

- (a) The patient, when he is adult and competent to make such application.
- (b) A responsible adult acting on behalf of the patient - when the patient is adult but incompetent to make such application.
- (c) A parent or guardian of the patient, when the patient is a minor."

Amendment No. 15

On page 6, strike out lines 33 through 45, inclusive.

Amendment No. 16

On page 7, line 14, after "its", insert "indigent".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 17

On page 7, after line 36, insert

"Sec. 4. Section 2500 of the Welfare and Institutions Code is amended to read: 2500. Every county and every city and county shall relieve and support all incompetent, poor, indigent persons [and those incapacitated by age, disease, or accident,] lawfully resident therein, when such persons are not supported and relieved by their relatives or friends, or by their own means, or by state hospitals or other state or private institutions."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 655

Senator Teale moved that Assembly Bill No. 655 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 655—An act to repeal Article 4 (comprising Section 2481) of Chapter 7 of Division 2 of, to repeal Sections 2891, 2892, 2893, 2894, 2895, 2897, 2898, 2899, and 2900 of, to amend Sections 2571 and 2921 of, and to add Section 2891 to, the Education Code; and to repeal Article 4 (comprising Section 1771) of Chapter 2 of Division 5, Part 1, of, to repeal Sections 2001, 2002, 2003, 2004, 2005, 2007, 2008, 2009, and 2010 of, to amend Sections 1851 and 2021 of, and to add Section 2001 to, the Education Code as proposed by Senate Bill No. 2, relating to school district organization.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

In the title of the printed bill, strike out lines 1 to 6, inclusive, and insert "An act to repeal Sections 2001."

Amendment No. 2

In line 9 of the title, strike out "as proposed by Senate Bill No. 2", and insert "as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 15, inclusive, and on page 2, strike out lines 1 to 15, inclusive.

Amendment No. 4

On page 2, line 16, strike out "SEC. 7", and insert "SECTION 1".

Amendment No. 5

On page 1, line 17, strike out "said proposed code", and insert "the Education Code as enacted by the Legislature at its 1959 Regular Session".

Amendment No. 6

On page 2, line 18, strike out "8", and insert "2".

Amendment No. 7

On page 2, line 18, strike out "proposed".

Amendment No. 8

On page 2, line 28, strike out "9", and insert "3".

Amendment No. 9

On page 2, line 28, strike out "proposed".

Amendment No. 10

On page 2, line 38, strike out "10", and insert "4".

Amendment No. 11

On page 2, line 38, strike out "proposed".

Amendment No. 12

On page 2, strike out lines 44 to 51, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Public Health and Safety

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 501

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 501

Senator Thompson moved that Senate Bill No. 501 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 501—An act to amend Section 3300 of the Health and Safety Code, relating to the state tuberculosis subsidy.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendment:

Amendment No. 1

On page 2 of the printed bill, strike out lines 8 to 15 inclusive, and insert

"A city or county receiving contributions from or on behalf of any person for whom subsidy has been or is claimed under this section, shall use such contributions as an offset from any state subventions for this purpose by the following percentage of such contributions:

(e) If in the year of collection the city or county claimed reimbursement for thirty six thousand five hundred (36,500) or less patient-days of care, thirty-eight percent (38%).

(f) If in the year of collection the city or county claimed reimbursement for more than thirty six thousand five hundred (36,500) patient-days, but not more than seventy three thousand (73,000) patient-days, thirty-three percent (33%).

(g) If in the year of collection the city or county claimed reimbursement for more than seventy three thousand (73,000) patient-days of care, twenty-eight percent (28%).

Subsections (e), (f) and (g) shall apply to all contributions received by cities or counties on and after October 1, 1959."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES**Committee on Local Government**

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Local Government, to which was referred:

Senate Bill No. 1030

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 1030

Senator Farr moved that Senate Bill No. 1030 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1030—An act to add Section 1621 to the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to changes in school district boundaries.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendment :

Amendment No. 1

On page 1, lines 5 and 6, of the printed bill, strike out "the governing board of the district proposing the change", and insert "the county superintendent of schools".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Loyal Government.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read :

Senate Concurrent Resolution No. 55: By Senator Grunsky—Approving a certain amendment to the charter of the City of Santa Cruz, a municipal corporation in the County of Santa Cruz, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held therein on the fourteenth day of April, 1959.

Request for Unanimous Consent

Senator Grunsky asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 55, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 55

Senate Concurrent Resolution No. 55 Approving a certain amendment to the charter of the City of Santa Cruz, a municipal corporation in the County of Santa Cruz, State of California, voted for and ratified by the qualified electors of said city at a special municipal charter amendment election held therein on the fourteenth day of April, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Short, and Williams 24.

NOES—None.

Resolution ordered transmitted to the Assembly.

**INTRODUCTION, FIRST READING, AND REFERENCE
OF SENATE BILLS (RESUMED)**

The following bills were introduced, and read the first time :

Senate Bill No. 1286: By Senator Cameron—An act to add Section 95 to the Streets and Highways Code, relating to snow removal.

Referred to Committee on Transportation.

Senate Bill No. 1287: By Senator Miller—An act to add Article 6a (commencing with Section 1245), Chapter 2, Part 2, Division 1 to the

Insurance Code, relating to issuance of pension contracts and the establishment and operation of special pension plan funds by life insurers.

Referred to Committee on Insurance and Financial Institutions.

Senate Bill No. 1288: By Senator O'Sullivan—An act to amend Section 357.1 of the Agricultural Code, relating to the slaughter of cattle.

Referred to Committee on Agriculture.

Senate Bill No. 1289: By Senator O'Sullivan—An act to amend Section 2787 of the Penal Code, relating to prison camps.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1290: By Senator Regan—An act to amend Section 91 of, and to add Sections 61, 62, 95.5, and Chapter 11 (commencing at Section 135) to, the Shasta County Water Agency Act (Chapter 1512, Statutes of 1957), relating to powers of the agency.

Referred to Committee on Local Government.

Senate Bill No. 1291: By Senator Donnelly—An act to amend Section 415 of the Streets and Highways Code, relating to state highway routes.

Referred to Committee on Transportation.

Senate Bill No. 1292: By Senator Stiern—An act to add Chapter 16 (commencing at Section 26490) to Part 2 of Division 2 of Title 3 of the Government Code, relating to county safety commissions.

Referred to Committee on Local Government.

Senate Bill No. 1293: By Senator Shaw—An act to provide for the acquisition and improvement of real property in San Bernardino County for state park purposes, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Concurrent Resolution No. 56: By Senator Fisher—Relative to the erection of directional signs to Mission San Antonio De Pala.

Referred to Committee on Transportation.

Senate Concurrent Resolution No. 57: By Senator Collier—Relative to public transportation planning and development.

Referred to Committee on Transportation.

WITHDRAWAL AND RE-REFERENCE OF ASSEMBLY BILL NO. 1643

Senator Johnson moved that Assembly Bill No. 1643 be withdrawn from Committee on Business and Professions, and re-referred to Committee on Agriculture.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk
Request for Unanimous Consent

At 3.35 p.m., Senator Williams asked for, and was granted, unanimous consent to have the Journal show that he was excused to attend an Assembly committee meeting.

RESOLUTIONS

The following resolution was offered :

By Senator Burns :

Senate Resolution No. 93

Relative to mileage

Resolved, That the State Controller be and he is hereby directed and ordered to draw his warrants upon the proper funds in favor of the following named Senator for the amount set opposite his name, and the State Treasurer is hereby directed and ordered to pay the same, being the mileage due him by law, for attendance upon the 1959 Regular Session of the Legislature.

Senator	County	Mileage	Total at 5 cents per mile
Cameron, Ronald G.	Placer	74	\$3.70

Resolution read.

The roll was called, and the resolution adopted by the following vote :

AYES—Senators Arnold, Beard, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Donnelly, Farr, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, and Stiern—25.

NOES—None.

**CONSIDERATION OF DAILY FILE
REPORT OF COMMITTEE ON CONFERENCE**

The following report of Committee on Conference was received, and read :

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT : The Committee on Conference concerning :

Assembly Bill No. 4—An act to amend Sections 74341, 74343, and 74345 of, and to add Section 74346.5 to, the Government Code, relating to the municipal court in a district embracing the City of San Diego, declaring the urgency thereof, to take effect immediately ;

consisting of the undersigned members, has met, and reports that it has agreed to recommend the following :

That the amendments of the Senate be concurred in, and that the bill be further amended as follows :

Amendment No. 1

In lines 4 and 5 of the title of the printed bill, as amended in Senate April 9, 1959, strike out “, declaring the urgency thereof, to take effect immediately”.

Amendment No. 2

On page 2, line 12, strike out “III”, and insert “II”.

Amendment No. 3

On page 2, line 52, after “(\$415)”, insert “per month”.

Amendment No. 4

On page 3, strike out lines 1 to 9, inclusive.

HUGO FISHER
GEORGE MILLER
FRED S. FARR
Senate Committee on Conference

GEORGE G. CRAWFORD
JACK SCHRADE
SHERIDAN N. HEGLAND
Assembly Committee on Conference

The roll was called, and the report adopted by the following vote :

AYES—Senators Arnold, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Hollister, Holmdahl, McAtter, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, Teale, Thompson, and Williams—28.

NOES—None.

MOTIONS TO RECONSIDER

Senate Bill No. 1006—An act to amend Section 1066 of the Public Utilities Code, relating to carrier rates.

Request for Unanimous Consent

Senator Donnelly asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1006 was passed, continued until the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 119—An act to amend Section 8759 of the Education Code and Section 5608 of the Education Code as proposed by Senate Bill No. 2, relating to tuition charges for interdistrict attendance of public school pupils.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 672—An act to add Chapter 9.5 (commencing at Section 6931) to Division 6 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to occupational training programs for physically and mentally handicapped minors.

Bill read second time.

Motion to Re-refer Senate Bill No. 672

Senator McBride moved that Senate Bill No. 672 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 715—An act to amend Section 24001 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to gifts to state colleges.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 716—An act to amend Section 17201 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to accounting procedures of school districts.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 487—An act to amend Section 12304 of the Government Code, relating to the organization and administration of the Office of the State Treasurer, declaring the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, between lines 9 and 10, insert

"The state police shall make routine inspections of the premises of the State Treasurer's Office after normal working hours each day, and on Saturdays, Sundays, and holidays."

Amendment No. 2

On page 1, strike out line 10.

Amendment No. 3

On page 1, line 11, strike out "3", and insert "2".

Amendment No. 4

On page 1, line 16, strike out "On March 1, 1959, changes", and insert "Changes".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 575—An act to amend Section 6218 and repeal Section 6214 of the Public Resources Code, relating to fees payable to the State Lands Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 6218 and repeal".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out lines 2 to 20, inclusive, and insert "amended to read:

6214. [The] Fees [to] shall be charged and collected by the commission pursuant to its rules and regulations for [services performed by it shall include] the following:

(a) [For each] Certificate[s] of purchase or duplicate[s] thereof, [three dollars (\$3).]

(b) [For each] Patent[s] [or] and certified [copy] copies of record[s] thereof, [five dollars (\$5).]

(c) For certifying a contested case to superior court, [ten dollars (\$10).]

(d) For certifying copies of papers, [twenty cents (\$0.20) per folio and fifty cents (\$0.50) for certifying thereto.]

[(e) For making copies of maps, for furnishing status of lands and for furnishing names and addresses of purchasers of State lands, per hour, one dollar (\$1), and fifty cents (\$0.50) for certifying thereto.]

[(f)] (e) Such other fees as are allowed by law.

All fees received by the commission under this section shall be paid into the State Treasury [on the first Monday of each month] monthly and placed to the credit of the State Lands Act Fund."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 589—An act relating to the sale, exchange, other disposition, or administration of state property, and providing for the disposition of the proceeds from such sale or exchange and for accomplishing the purposes of this act.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 8, of the printed bill, as amended in the Senate April 1, 1959, strike out "at", and insert "located within the easterly 250 feet of the westerly 499 feet of".

Amendment No. 2

On page 3, line 1, after "maintain", insert "in perpetuity".

Amendment No. 3

On page 3, line 3, after "upon", insert "; provided, it shall be stipulated in the grant that title to the property shall revert to the State of California should the grantee at any time fail to maintain the property as a cemetery or public park".

Amendment No. 4

On page 3, line 11, after "be", insert "posted on the property to be sold and shall be".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 653—An act to amend Sections 11044, 11271, and 14030 and to repeal Section 11273 of the Government Code, relating to charges against state funds, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Government Efficiency:

Amendment No. 1

On page 1, line 5, of the printed bill, after "Fund", insert ", and which functions or activities of the Department of Water Resources supported by the General Fund".

Amendment No. 2

On page 2, line 15, after "Fund", insert ", and which functions or activities of the Department of Water Resources supported by the General Fund".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 654—An act to amend Section 135 of the Water Code, and to amend Sections 11044, 11271 and 20751 and to repeal Section 11273 of the Government Code, relating to charges against state funds, and making an appropriation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, line 32, of the printed bill, after "Fund", insert ", and which functions or activities of the Department of Water Resources supported by the General Fund".

Amendment No. 2

On page 3, line 1, after "Fund", insert ", and which functions or activities of the Department of Water Resources supported by the General Fund".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to Consent Calendar.

Senate Bill No. 75—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Business and Professions:

Amendment No. 1

On page 1, line 19, of the printed bill, as amended in the Senate April 8, 1959, after "director", insert ", and which is not in an area zoned commercial, industrial, or manufacturing, and is not in an area which is a "business district" as defined by Section 235 of the Vehicle Code."

Amendment No. 2

On page 2, line 9, strike out "25", and insert "42".

Amendment No. 3

On page 2, line 10, strike out "300", and insert "504".

Amendment No. 4

On page 2, strike out lines 18 to 20, inclusive.

Amendment No. 5

On page 2, line 33, strike out "one year", and insert "not more than five years".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 315—An act to amend Section 21126.5 of the Education Code, relating to the officers and employees of the California Maritime Academy.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 316—An act to amend Section 11274 of the Government Code, relating to general administrative costs.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 317—An act to add Section 13012 to the Government Code, relating to approvals or authorizations by the director or the Department of Finance.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 318—An act to amend Sections 15857 and 15859 of the Government Code, relative to the acquisition of real property by the State.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 319—An act to repeal Section 12198 of the Government Code, relating to recording official bonds.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 502—An act to add Section 6309 to the Public Resources Code, relating to salvage operations on tide and submerged lands.

Bill read second time.

Motion to Re-refer Senate Bill No. 502

Senator McBride moved that Senate Bill No. 502 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 486—An act to amend the heading of Part 10 (commencing with Section 15750) of Division 3 of Title 2 of, to amend Sections 15795, 16407, 16408, and 16409 of, and to repeal Sections 15750, 15751, 15772, 15794, 15796, 15797, 15798, 16407.1, 16407.2, and 16407.4 of, the Government Code, relating to the construction of state buildings.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

In line 3 of the title of the printed bill, strike out "15795".

Amendment No. 2

On page 1, in line 4 of the title after "15794", insert "15795".

Amendment No. 3

On page 1, strike out lines 7 through 13, inclusive.

Amendment No. 4

On page 2, strike out lines 1 through 15, inclusive.

Amendment No. 5

On page 2, line 16, strike out "3", and insert "2".

Amendment No. 6

On page 2, line 24, strike out "4", and insert "3".

Amendment No. 7

On page 2, line 34, strike out "5", and insert "4".

Amendment No. 8

On page 3, line 11, strike out "6", and insert "5".

Amendment No. 9

On page 3, line 11, after "15794," insert "15795,".

Amendment No. 10

On page 3, line 13, strike out "7", and insert "6".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 142—An act to add Section 69613 to the Government Code, relating to the number of judges of the Superior Court of the County of San Luis Obispo.

Bill read second time.

Motion to Re-refer Senate Bill No. 142

Senator McBride moved that Senate Bill No. 142 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 478—An act to add Section 21292.25 to the Government Code, relating to the State Employees' Retirement System.

Bill read second time.

Motion to Re-refer Senate Bill No. 478

Senator McBride moved that Senate Bill No. 478 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 805—An act to add Article 3.6 (commencing at Section 75075) to Chapter 11 of Title 8 of, to add Sections 75103.1, 75106.5 and 75109 to, and to amend Section 75104.4 of, the Government Code, relating to judges' retirement.

Bill read second time.

Motion to Re-refer Senate Bill No. 805

Senator McBride moved that Senate Bill No. 805 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 893—An act to amend Sections 68540, 68540.5, and 68541 of, and to add Sections 68547, 75082, 75103.1, 75106.5, and 75109

to, and to add Article 3.6 (commencing at Section 75075) to Chapter 11, Title 8 of the Government Code, relating to judges.

Bill read second time.

Motion to Re-refer Senate Bill No. 893

Senator McBride moved that Senate Bill No. 893 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 941—An act to amend Sections 14351 and 14356 of the Education Code as enacted at the 1959 Regular Session, relating to the State Teachers' Retirement System.

Bill read second time.

Motion to Re-refer Senate Bill No. 941

Senator McBride moved that Senate Bill No. 941 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 979—An act to amend Section 68841 of the Government Code, relating to the salary of the Clerk of the Supreme Court.

Bill read second time.

Motion to Re-refer Senate Bill No. 979

Senator McBride moved that Senate Bill No. 979 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 876—An act to add Section 1060.5 to the Government Code, relating to the office of the State Fair Employment Practice Commission.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Labor:

Amendment No. 1

On page 1, line 4, of the printed bill, after "Sacramento", insert "and may establish branch offices in San Francisco and Los Angeles".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 121—An act to amend Section 69595 of the Government Code, relating to the superior court in San Diego County.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, lines 4 and 5, of the printed bill, strike out "July, 1960", and insert "January, 1961".

Amendment read.

Motion to Withdraw Amendment

Senator Burns moved that the amendment offered by the Committee on Governmental Efficiency be withdrawn, as the amendment had been adopted previously, and the bill had been amended, and that the bill be given a second reading and be placed on third reading file.

Motion carried.

Senate Bill No. 121 ordered engrossed, and to third reading.

Senate Bill No. 704—An act to add Sections 20004.5, 20004.6, 20014.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20750.6, 20988, 20989, 21251.14, 22152, 22153, 22213, and 22550.5, to add Chapter 6.5 (commencing at Section 20780), to Part 3, Division 5, Title 2, of, to amend Sections 22009.1, 22013, and 22210 of, and to repeal Part 3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 10 of the printed bill, between lines 48 and 49, insert

"Sec. 23. Notwithstanding any other provision of this act, the board shall not execute an agreement for coverage of the members of any retirement system coverage group under the federal system pursuant to the provisions of this act unless the employees in such group by an affirmative vote of a majority of such members request such coverage at a referendum conducted for that purpose."

Amendment No. 2

On page 10, line 49, strike out "23", and insert "24".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 784—An act to amend Section 75081 of the Government Code, relating to the assignment of retired judges.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 15, of the printed bill, after "retired", insert "; provided, that any retired judge assigned to sit in a municipal or higher court shall meet the requirements of Section 23, Article VI, of the Constitution."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 566—An act to amend Section 6150 of, and to add Section 6159 to, the Elections Code, relating to the State Commission on Voting Machines.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 9, 1959, strike out the second "Section", and insert "Sections 6150.5 and".

Amendment No. 2

In line 3 of the title, after "Machines", insert "and Vote Tabulating Devices".

Amendment No. 3

On page 1, line 5, after "Machines", insert "and Vote Tabulating Devices. Any reference in the law to the State Commission on Voting Machines shall be construed to refer to the State Commission on Voting Machines and Vote Tabulating Devices".

Amendment No. 4

On page 1, between lines 15 and 16, insert

"Sec. 1.5. Section 6150.5 is added to said code, to read:

6150.5. The chairman of the Senate Standing Committee on Elections and the chairman of the Assembly Standing Committee on Elections and Reapportionment shall meet with, and participate in, the work of the commission to the extent that such participation is not incompatible with their positions as Members of the Legislature. For the purposes of this chapter, such Members of the Legislature shall constitute a joint interim legislative committee on the subject of this chapter and shall have the powers and duties imposed upon such committees by the Joint Rules of the Senate and Assembly."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 625—An act making an appropriation to provide housing and equipment for the education of physically handicapped and mentally retarded minors.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Education:

Amendment No. 1

On page 1, line 25, of the printed bill, as amended in Senate March 20, 1959, after the period, insert "It shall be the duty of the State Controller to make such audit or audits of the books and records of counties and school districts receiving apportionments under this act, as he may deem necessary from time to time, for the purpose of determining that the money received as allocations hereunder has been expended for the purposes and under the conditions authorized herein."

Second Set of Amendments to Senate Bill No. 625

Amendment No. 1

On page 1, lines 14 and 15, of the printed bill, as amended in Senate March 20, 1959, strike out "Superintendent of Public Instruction", and insert "State Allocation Board under the Local Agency Allocation Act".

Amendment No. 2

On page 1, lines 18 and 19, strike out "Superintendent of Public Instruction", and insert "State Allocation Board under the Local Agency Allocation Act".

Amendment No. 3

On page 1, line 22, strike out "State Superintendent of Public Instruction", and insert "Director of Finance".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 602—An act to add Sections 3213, 3214, and 3215 to the Labor Code, relating to workmen's compensation.

Bill read second time.

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The following amendments were proposed by the Committee on

2000-2001

¹⁰ See 2 to the Code of the National Civil Service Commission, January 1, 1992, 1992, 1993, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, 2004, 2005, 2006, 2007, 2008, 2009, 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020, 2021, 2022, 2023, 2024, 2025, 2026, 2027, 2028, 2029, 2030, 2031, 2032, 2033, 2034, 2035, 2036, 2037, 2038, 2039, 2040, 2041, 2042, 2043, 2044, 2045, 2046, 2047, 2048, 2049, 2050, 2051, 2052, 2053, 2054, 2055, 2056, 2057, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065, 2066, 2067, 2068, 2069, 2070, 2071, 2072, 2073, 2074, 2075, 2076, 2077, 2078, 2079, 2080, 2081, 2082, 2083, 2084, 2085, 2086, 2087, 2088, 2089, 2090, 2091, 2092, 2093, 2094, 2095, 2096, 2097, 2098, 2099, 2100, 2101, 2102, 2103, 2104, 2105, 2106, 2107, 2108, 2109, 2110, 2111, 2112, 2113, 2114, 2115, 2116, 2117, 2118, 2119, 2120, 2121, 2122, 2123, 2124, 2125, 2126, 2127, 2128, 2129, 2130, 2131, 2132, 2133, 2134, 2135, 2136, 2137, 2138, 2139, 2140, 2141, 2142, 2143, 2144, 2145, 2146, 2147, 2148, 2149, 2150, 2151, 2152, 2153, 2154, 2155, 2156, 2157, 2158, 2159, 2160, 2161, 2162, 2163, 2164, 2165, 2166, 2167, 2168, 2169, 2170, 2171, 2172, 2173, 2174, 2175, 2176, 2177, 2178, 2179, 2180, 2181, 2182, 2183, 2184, 2185, 2186, 2187, 2188, 2189, 2190, 2191, 2192, 2193, 2194, 2195, 2196, 2197, 2198, 2199, 2200, 2201, 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, 2217, 2218, 2219, 2220, 2221, 2222, 2223, 2224, 2225, 2226, 2227, 2228, 2229, 2230, 2231, 2232, 2233, 2234, 2235, 2236, 2237, 2238, 2239, 2240, 2241, 2242, 2243, 2244, 2245, 2246, 2247, 2248, 2249, 2250, 2251, 2252, 2253, 2254, 2255, 2256, 2257, 2258, 2259, 2260, 2261, 2262, 2263, 2264, 2265, 2266, 2267, 2268, 2269, 2270, 2271, 2272, 2273, 2274, 2275, 2276, 2277, 2278, 2279, 2280, 2281, 2282, 2283, 2284, 2285, 2286, 2287, 2288, 2289, 2290, 2291, 2292, 2293, 2294, 2295, 2296, 2297, 2298, 2299, 2300, 2301, 2302, 2303, 2304, 2305, 2306, 2307, 2308, 2309, 2310, 2311, 2312, 2313, 2314, 2315, 2316, 2317, 2318, 2319, 2320, 2321, 2322, 2323, 2324, 2325, 2326, 2327, 2328, 2329, 2330, 2331, 2332, 2333, 2334, 2335, 2336, 2337, 2338, 2339, 2340, 2341, 2342, 2343, 2344, 2345, 2346, 2347, 2348, 2349, 2350, 2351, 2352, 2353, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2366, 2367, 2368, 2369, 2370, 2371, 2372, 2373, 2374, 2375, 2376, 2377, 2378, 2379, 2380, 2381, 2382, 2383, 2384, 2385, 2386, 2387, 2388, 2389, 2390, 2391, 2392, 2393, 2394, 2395, 2396, 2397, 2398, 2399, 2400, 2401, 2402, 2403, 2404, 2405, 2406, 2407, 2408, 2409, 2410, 2411, 2412, 2413, 2414, 2415, 2416, 2417, 2418, 2419, 2420, 2421, 2422, 2423, 2424, 2425, 2426, 2427, 2428, 2429, 2430, 2431, 2432, 2433, 2434, 2435, 2436, 2437, 2438, 2439, 2440, 2441, 2442, 2443, 2444, 2445, 2446, 2447, 2448, 2449, 2450, 2451, 2452, 2453, 2454, 2455, 2456, 2457, 2458, 2459, 2460, 2461, 2462, 2463, 2464, 2465, 2466, 2467, 2468, 2469, 2470, 2471, 2472, 2473, 2474, 2475, 2476, 2477, 2478, 2479, 2480, 2481, 2482, 2483, 2484, 2485, 2486, 2487, 2488, 2489, 2490, 2491, 2492, 2493, 2494, 2495, 2496, 2497, 2498, 2499, 2500, 2501, 2502, 2503, 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519, 2520, 2521, 2522, 2523, 2524, 2525, 2526, 2527, 2528, 2529, 2530, 2531, 2532, 2533, 2534, 2535, 2536, 2537, 2538, 2539, 2540, 2541, 2542, 2543, 2544, 2545, 2546, 2547, 2548, 2549, 2550, 2551, 2552, 2553, 2554, 2555, 2556, 2557, 2558, 2559, 2560, 2561, 2562, 2563, 2564, 2565, 2566, 2567, 2568, 2569, 2570, 2571, 2572, 2573, 2574, 2575, 2576, 2577, 2578, 2579, 2580, 2581, 2582, 2583, 2584, 2585, 2586, 2587, 2588, 2589, 2590, 2591, 2592, 2593, 2594, 2595, 2596, 2597, 2598, 2599, 2600, 2601, 2602, 2603, 2604, 2605, 2606, 2607, 2608, 2609, 2610, 2611, 2612, 2613, 2614, 2615, 2616, 2617, 2618, 2619, 2620, 2621, 2622, 2623, 2624, 2625, 2626, 2627, 2628, 2629, 2630, 2631, 2632, 2633, 2634, 2635, 2636, 2637, 2638, 2639, 2640, 2641, 2642, 2643, 2644, 2645, 2646, 2647, 2648, 2649, 2650, 2651, 2652, 2653, 2654, 2655, 2656, 2657, 2658, 2659, 2660, 2661, 2662, 2663, 2664, 2665, 2666, 2667, 2668, 2

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Assembly Bill No. 635—to add Section 17001.7 to the Education Code; and to add Section 17001.8 to the Education Code as proposed by Senate Bill No. 9, relating to new salaries of non-tenured employees of school districts.

Full text available online at <http://www.ingenta.com>

Assembly Bill No. 915—An act to amend Section 12461 of the Education Code and Section 12462 of the Education Code as proposed by Senate Bill No. 2, relating to special lecturers.

Assembly Bill No. 1101—An act to amend Chapter 14, commencing with Section 21501, of Division 10 of the Education Code, and to add Chapter 4, commencing with Section 21501, to Division 10 of the Education Code as enacted by the Legislature at its 1985 Regular Session, relating to testing of students attending private secondary schools, and relating to the urgency thereof, to take effect immediately.

Bill read second time.

Consideration of Committee Amendments

The following assumptions were made in the present investigation:

Amendment No. 1

On page 1, between lines 12 and 13, of the printed copy of the contract, the following language is inserted:

Amendment No. 1

On page 2, line 20, after the sentence, "Whereas the said

Amendments read, and adopted.

Bill ordered printed, and to Consens Calendar

Assembly Bill No. 916—An act to amend Section 12051 of the Education Code, and Section 13112 of the Education Code as proposed by Senate Bill No. 2, relating to certification documents.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 58—An act to convey certain tide and submerged lands of the City of Mill Valley, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 2, between lines 47 and 48, of the printed bill, as amended in Assembly February 26, 1959, insert:

"(g) That within 10 years from the effective date of this act said lands shall be substantially improved by said county without expense to the State, and if the State Lands Commission determines that the county has failed to improve said lands as herein required, all right, title, and interest of said county in and to all lands granted by this act shall cease and said lands shall revert and rest in the State."

Amendment read, and adopted.

Second Set of Amendments to Assembly Bill No. 58

Amendment No. 1

On page 2, between lines 14 and 15, of the printed bill, insert:

"Nothing contained in this paragraph (a) shall be deemed to affect the validity or term of any franchise granted by said city under the Franchise Act of 1937, and any such franchise shall be effective with respect to said lands when title thereto passes to said city hereunder."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 59—An act to convey certain tide and submerged lands to the County of Marin, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency.

Amendment No. 1

On page 3, between lines 45 and 46, of the printed bill, as amended in Assembly March 6, 1959, insert:

"(g) That within 10 years from the effective date of this act said lands shall be substantially improved by said county without expense to the State, and if the State Lands Commission determines that the county has failed to improve said lands as herein required, all right, title, and interest of said county in and to all lands granted by this act shall cease and said lands shall revert and rest in the State."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the

government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 3, between lines 3 and 4, of the printed bill, as amended in Assembly February 26, 1959, insert

"(g) That within 10 years from the effective date of this act said lands shall be substantially improved by said county without expense to the State, and if the State Lands Commission determines that the county has failed to improve said lands as herein required, all right, title, and interest of said county in and to all lands granted by this act shall cease and said lands shall revert and rest in the State."

Amendment read, and adopted.

Second Set of Amendments to Assembly Bill No. 60

Amendment No. 1

On page 2, between lines 22 and 23, of the printed bill, insert

"Nothing contained in this paragraph (a) shall be deemed to affect the validity or term of any franchise granted by said county under the Broughton Act, and any such franchise shall be effective with respect to said lands when title thereto passes to said county hereunder."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 904—An act to amend Section 6826 of the Public Resources Code, relating to administration and control of state lands.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 7, inclusive, and in line 8, strike out "The commission, however," and insert
"6826. The commission".

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1763—An act to amend Sections 12100, 12200.1 and 12304 of, and to add Section 12200.2 to, the Financial Code, relating to check sellers and cashers, and declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

Assembly Bill No. 597—An act to amend Section 1944 of the Labor Code, relating to the employment of aliens by public agencies.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 8, of the printed bill, strike out "foreigner.", and insert "non-citizen."

Amendment No. 2

On page 2, line 12, strike out "foreigner," and insert "noncitizen."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1201—An act to amend Section 75060 of the Government Code, relating to the retirement of judges.

Bill read second time, and ordered to third reading.

Assembly Bill No. 860—An act to amend Section 16091 of the Education Code, and Section 10651 of the Education Code as proposed by Senate Bill No. 2, relating to the provision for readers to assist blind students.

Bill read second time, and ordered to Consent Calendar.

THIRD READING OF SENATE BILLS

Senate Bill No. 780—An act making an appropriation for the City Creek Flood Control Project, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator McBride.

Recommendation of the Governor

In accordance with Article IV, Section 34, of the Constitution, the Governor presented the following communication recommending the consideration of Senate Bill No. 780.

STATE OF CALIFORNIA, GOVERNOR'S OFFICE
SACRAMENTO, April 8, 1959

*To the Honorable Members of the Senate
Sacramento, California*

GENTLEMEN: Senate Bill No. 780, "An act making an appropriation for the City Creek Flood Control Project, declaring the urgency thereof, to take effect immediately," in my opinion constitutes an emergency bill within the meaning of that term as used in Section 34 of Article IV of the Constitution of the State of California, the consideration of which should not await the final enactment of the Budget Bill.

I therefore recommend consideration of Senate Bill No. 780 as an emergency measure.

Respectfully,

EDMUND G. BROWN, Governor

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, Teale, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 145—An act to add Section 1393 to the Water Code, relating to permits to appropriate water.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 986—An act to amend Section 817 of the Public Utilities Code, relating to regulation of public utilities.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Thompson—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Concurrent Resolution No. 54—Relative to congratulating St. Mary's College on the dedication of its former campus as a historical landmark.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senate Bill No. 902—An act to add Section 591 to the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to the definition of "street" or "highway."

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dolwig, Erhart, Farr, Fisher, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, Teale, Thompson, and Williams—28.

NOES—Senators Dilworth and Donnelly—2.

Bill ordered transmitted to the Assembly.

Senate Bill No. 907—An act to amend Sections 8620, 8650, 8681, 10500, 10506, 10600.5 and 10607 of the Streets and Highways Code, relating to improvements.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 922—An act to amend Section 305.1 of the Vehicle Code and to amend Section 13358 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to suspension and revocation of privilege of minor to operate motor vehicle.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—29.
 NOES—None.

Bill ordered transmitted to the Assembly.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay area Rapid Transit District.

Motion to Retain Place on File

Senator Montgomery moved that Assembly Bill No. 530 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Assembly Bill No. 176 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 551—An act to amend Section 24005 of the Government Code, relating to vacations of county employees.

Motion to Retain Place on File

Senator Montgomery moved that Assembly Bill No. 551 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 552—An act to amend Section 53205.1 of the Government Code, relating to premium payments by local agencies from public funds.

Motion to Retain Place on File

Senator Montgomery moved that Assembly Bill No. 552 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 998—An act to amend Sections 17206, 17208, 17854, 18009, 18552, 18586, 18586.2, 18586.3, 18588, 18806, 19053, and 19062 of, to add Sections 17746, 18551.1, 18694, 18695, 19062.10, and 19408 to, and to repeal Section 18010 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Motion to Retain Place on File

Senator Cobey moved that Assembly Bill No. 998 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 1394—An act to amend Section 4500 of the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read third time, and presented by Senator Murdy.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Board, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dillworth, Donnelly, Ehlert, Farr, Fisher, Hollister, Holmdahl, Johnson, McBrat, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 713—An act to add Section 19622.5 to the Business and Professions Code, relating to the 48th District Agricultural Association, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Board, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dillworth, Donnelly, Ehlert, Farr, Fisher, Grunsky, Holmdahl, Johnson, McBrat, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—28.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Board, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dillworth, Donnelly, Ehlert, Farr, Fisher, Grunsky, Holmdahl, Johnson, McBrat, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 714—An act to add Section 30.2 to, and to amend Section 1300.10 of, the Agricultural Code, relating to the floriculture and nursery products industries, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Byrne.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Board, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dillworth, Donnelly, Ehlert, Farr, Fisher, Grunsky, Holmdahl, Johnson, McBrat, Montgomery, Murdy, O'Sullivan, Rattigan, Richards, Rodda, Short, Slattery, Stiern, and Williams—27.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Board, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dillworth, Donnelly, Ehlert, Farr, Fisher, Grunsky, Holmdahl, Johnson,

McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—28.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 288—An act to amend Sections 4501, 4552 and 4553 of the Welfare and Institutions Code, relating to medical care for recipients of aid to the disabled.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—27.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 49—An act to add Sections 322, 323, 12519, 22413, 31401, 31402, 31403, 31404, 31405, 31406 and 31407 to, and to amend Section 31400 of, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to amend Section 16854 of the Education Code as enacted by the Legislature at the 1959 Regular Session, relating to farm labor vehicles.

Bill read third time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 22, 1959, strike out "22413", and insert "22414".

Amendment No. 2

In line 4 of the title, strike out "and to amend Section"; strike out line 5, and in line 6, strike out "at the 1959 Regular Session".

Amendment No. 3

On page 2, line 7, strike out "22413", and insert "22414".

Amendment No. 4

On page 2, line 8, strike out "22413", and insert "22414".

Amendment No. 5

On page 4, strike out lines 11 to 20, inclusive.

Amendments read, and adopted.

Bill ordered printed.

Motion to Re-refer Assembly Bill No. 49

Senator McBride moved that Assembly Bill No. 49 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 74—An act to add Sections 5006.5 and 5006.6 to the Elections Code, relating to election campaigns.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Byrne, Cameron, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Grunsky, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Thompson, and Williams—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 508—An act to amend Section 11100 of, and add Sections 11102 and 11121 to, the Elections Code, relating to municipal recall elections.

Bill read third time, and presented by Senator Fisher.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Coombs, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 118—An act to add Section 2501 to, to amend Sections 2793, 2893, 2894, 2896, and 2899 of, and to repeal Sections 2674, 2742, 2794, and 2795 of, the Elections Code, relating to partisan candidates.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Cameron, Cobey, Collier, Farr, Fisher, Hollister, Holmdahl, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Teale—22.

NOES—Senators Brown, Burns, Byrne, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Grunsky, Johnson, McCarthy, Murdy, Thompson, and Williams—15.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 946—An act to amend Section 25643 of the Government Code, relating to excepting property from county tax levy for structural fire protection.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Rodda, Short, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 1192—An act to amend Sections 5781.10 and 5781.12 of, and to add Sections 5781.20, 5781.21, 5781.22, 5781.23, 5781.24, 5781.25, and 5781.26 to, the Public Resources Code, relating to recreation and park districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Cobby, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, Rattigan, Regan, Rodda, Short, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1277—An act to add Section 54906 to the Government Code, relating to the filing of statements and maps and plats for tax purposes by cities on annexation or change in boundaries, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Motion to Amend

Senator Rodda moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 23, 1959, strike out "54906", and insert "54907".

Amendment No. 2

On page 1, line 1, strike out "54906", and insert "54907".

Amendment No. 3

On page 1, line 9, strike out "54906", and insert "54907".

Amendments read, and adopted.

Bill ordered printed, and to second reading file.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Cameron:

SENATE CHAMBER, SACRAMENTO, April 23, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1286—An act to add Section 95 to the Streets and Highways Code, relating to snow removal.

Respectfully submitted,

SENATOR CAMERON

Request referred to the Committee on Rules.

RESOLUTIONS

The following resolutions were offered:

By Senator Murdy:

Senate Resolution No. 94

Relating to the inspection of the Disneyland monorail system

WHEREAS, Disneyland has installed a monorail system of international reputation; and

WHEREAS, Disneyland has indicated a desire to assist in rapid transit and smog problems; and

WHEREAS, The use of the monorail system of transportation as an aid to solving the rapid transit problems of the State's metropolitan areas is worthy of study by the Legislature; and

WHEREAS, Invitations have been issued by Disneyland to the Legislature to view and inspect the monorail system prior to the time when it goes into operation at a time when international engineers are available to explain the mechanical operation of the system; now, therefore, be it

Resolved by the Senate of the State of California, That the Senate Rules Committee is directed to appoint a five-man committee to investigate and inspect the new monorail system at Disneyland and report its findings to the Legislature; and be it further

Resolved, The sum of two thousand five hundred dollars (\$2,500) or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of this committee and its members and for any charges, expenses, or claims it may incur under this resolution, to be paid from the contingent fund and disbursed, after certification by the Secretary of the Senate, upon warrants drawn by the State Controller on the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator Byrne:

Senate Resolution No. 95

Relative to the introduction of guests

WHEREAS, This session of the Legislature must adjourn in less than nine weeks, and the number of measures on the Senate Daily File will become larger with each passing week; and

WHEREAS, It is essential that the Senate devote as much time as possible to its work without interruption if it is to fulfill its obligations with respect to such measures; and

WHEREAS, It is therefore necessary to restrict the introduction of guests of the Members of the Senate for the remainder of the session, solely for that purpose and without any disrespect for such guests intended or implied; now, therefore, be it

Resolved by the Senate of the State of California, That, for the remainder of this session, no Member of the Senate shall introduce any guest from the floor of the Senate, but in all cases may arrange to have the presence of their guests noted in the Journal.

Resolution read, and referred to Committee on Rules.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 119

Senate Bill No. 318

Senate Bill No. 121

Senate Bill No. 319

Senate Bill No. 315

Senate Bill No. 715

Senate Bill No. 316

Senate Bill No. 716

Senate Bill No. 317

Senate Concurrent Resolution No. 53

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Transportation

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Transportation, to which was referred:

Assembly Joint Resolution No. 27

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

COLLIER, Chairman

Request for Unanimous Consent

Senator McAteer asked for, and was granted unanimous consent to take up Assembly Joint Resolution No. 27, at this time, for consideration.

CONSIDERATION OF ASSEMBLY JOINT RESOLUTION NO. 27

Assembly Joint Resolution No. 27—Relative to nonstop jet airliner service between San Francisco and New York.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Donnelly, Fisher, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Stiern, Teale, Thompson, and Williams—26.

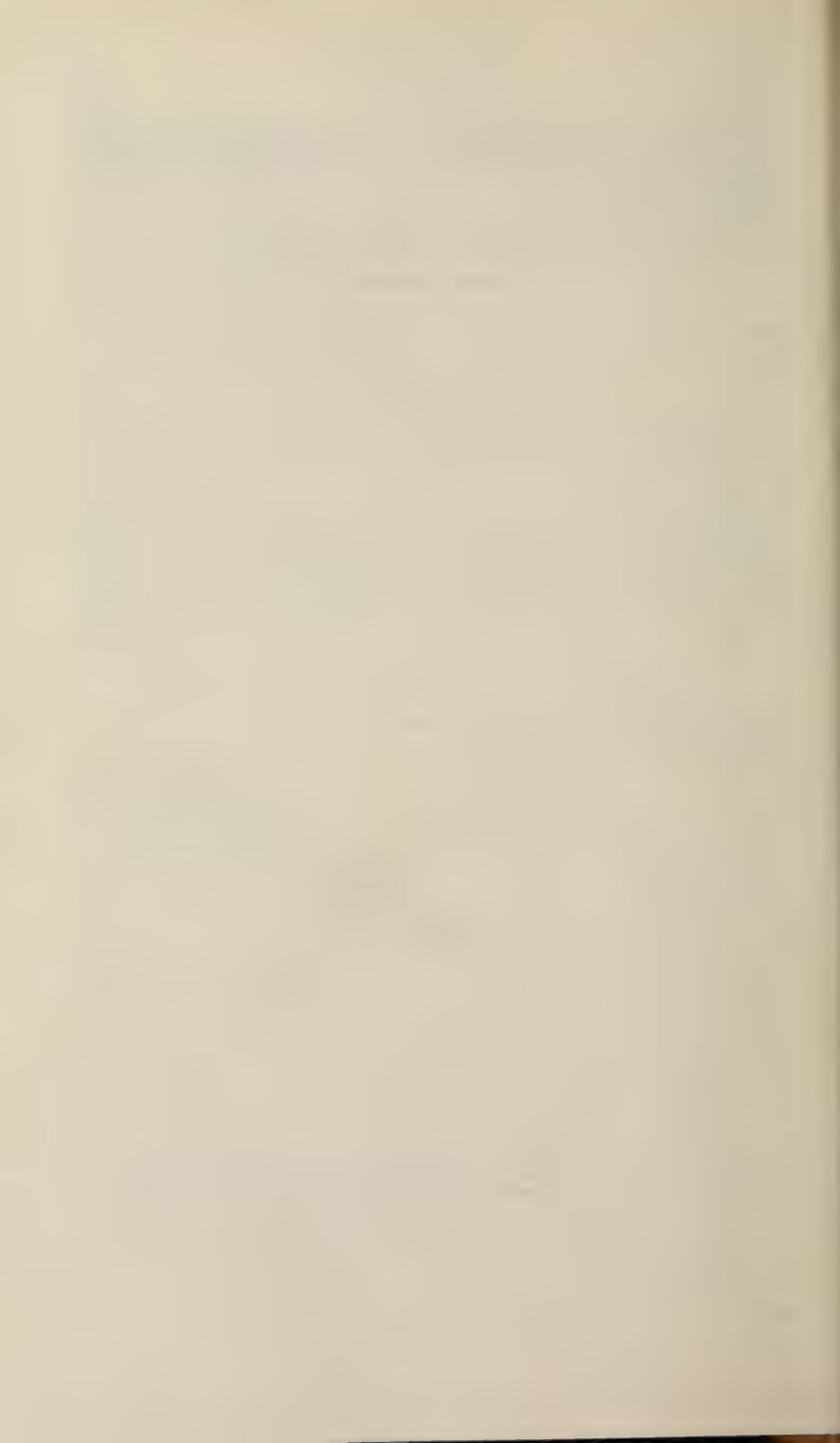
NOES—None.

Resolution ordered transmitted to the Assembly.

ADJOURNMENT

At 5.13 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 11.30 a.m., Friday, April 24, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-SECOND LEGISLATIVE DAY

EIGHTIETH CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Friday, April 24, 1959

The Senate met at 11.30 a.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cohey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

By invitation of the President, the following prayer was offered by Rev. H. C. Fellers of the First Christian Church of Sacramento:

Loving Father, we humble ourselves before Thee this morning, for we know that unless we do we will be more concerned with our personal desires than we are for the welfare of all the people of our great State. Take from us, we pray, all selfishness, any desire for the power to dictate rather than to serve, and any unwillingness to co-operate in the task of building a better life for all our people. Let differences of opinion be resolved by sober evaluation and judgment. Forgive us our sins and weaknesses, that our spirits may be attuned unto Thy will. In all the deliberations of this day wilt Thou be our guide, and to Thee will we give the honor and the glory. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator Shaw, on motion of Senator Stiern, due to illness.

Senator Hollister, on motion of Senator Christensen, due to personal business.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Moch K. Tepper of Corcoran.

On request of Senator Brown, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Dick Almour of Bishop.

On request of Senator Slattery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Louis J. Bianchini of Sacramento.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. David Wosk of West Los Angeles.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Roy Kuhns of Calipatria.

On request of Senator Byrne, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Vernon Bond, principal, Mr. Tom Wright, instructor, and the following students of Feather Falls Union School: John Conatser, Clyde Colley, John Masteller, Terry Matlick, Billy Ramick, Peggy Bungardner, Janice Davis, Mary Elam, Jo Ann Free, Stella Fields, Linda Johnson, Judy Owens, Patricia Shannon, and Sharon Tufoni.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Pat Williams, Miss Sacramento, and her father, Mr. Rex Williams. Also to Mrs. Lawrence Thornton, Mrs. Frank Quinn, Mrs. Dorothy Stilson, Mrs. John Hobrecht, and the following students of Holy Spirit School: Patricia Alamao, Sue Boyer, Suzanne Eugene, Yvonne DeCuir, Bonnie DeAngelis, Carol DeAngelis, Vicki Diepenbrock, Patty Dillon, Judy Dubey, Ann Federico, Patty Geary, Chris Greve, Mary Lou Mandonea, Yolanda Mendoza Cheryl Meyers, Darleen Murphy, Marilyn Neundorfer, Nancy Nystrom, Carol Jean Ochoae, Kathleen Quinn, Royce Salisbury, Jane Schiro, Kathleen Separevich, Pamela Smith, Mary Lou Stilson, Elizabeth Sturm, Victoria Thornton, Jean Traversi, Janet White, Barbara Haley, Virginia Hobrecht, Elaine Hoffart, Peggy Hunt, and Susan Lieginger.

On request of Senator Johnson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Ralph McElroy, Mr. Lowell Loveless, Mr. Carl Atkins, and the following students of Lincoln Elementary School in Yuba City: Tane Chisholm, Cherie Deter, Elizabeth Dockery, Peggy Gifford, Melba Jean Gilbert, Martha Gonzales, Patsy Goss, Roberta Hanson, Roleane Harrison, Caroline Hart, Marilyn Jamison, Janet Johnson, Kathryn Johnson, Graclyn Konhoff, Heide Mandel, Paula Miller, Colleen Neal, Sandra Rogers, Marsha Seufert, Cheryl Simmons, Diana Smith, Beverly Summers, Diane Uyemoto, Patty Webb, Richard Church, Robert Cook, Seely Cook, Paul Gills, Barry Greathouse, Stephen Holloman, Hideo Kakui-chi, Stephen Kincade, Scott Marron, Charles Michael, Daniel Mitchel, Ben Rasul, Harold Retzlaff, Joseph Ries, and Loyd Wilber.

On request of Senator McCarthy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mervin Gootherts, Douglas Lindauer, and the following students of Larkspur-Corte Madera School: Coralie Allen, Mary Allen, Vicki Beaudoin, Stephen Bosshard, Holly Bowen, Susan Bowman, Kathy Cunningham,

Bill Epidendio, Kathleen Falvey, John Faville, Jari Fowler, Mario Gardin, David Gauder, Melody Gilliland, Maylian Goodman, David Hansen, Joseph Harris, Mary Jane Haller, Douglas Houston, Alan Joy, Noreen Kahn, John Keppel, Brian Larson, Valari Leek, Patricia MacDermott, Michele Martin, Harold (Neal) McGee, Robert McLeran, Marci Miller, Michele Miller, Stacy Moore, Darlene Moser, Doug Norton, Jane Novacic, Linda Offenbach, Pat Pederson, Mary Clare Pinotti, Larry Reed, Ann Rowland, Mary Schmidt, Iona Schulze, Lawrence Schwerdt, Audrey Seibek, Carol Scott, Virginia Scott, Christopher Seeor, Julia Shew, Paul Slivka, David Smart, Ian Smith, Judy Smith, James Sprague, Sandra Storhaug, Roger Sweetland, Wayne Taylor, Michel Telegin, Ronny Vela, Judy Vidaver, Dana Wilkins, Margreet Winkler, and Kathy Woodbury. Also to the following students of Richardson Bay School: James Bullock, Robert Buol, William Culbertson, George Duke, Warren Glass, Jerry Jones, John Leones, Dwight McClain, Nicholas Nipping, Richard Phelps, Joseph McCrosky, James Thomson, Mike McMorro, Ted Skipper, Ted Keizer, Maurice Barrow, Bill Erskine, Eric Foster, Rose Garrison, Rose Graham, Tom Palmer, Augustus Johnson, James Westin, Yvonne Coleman, Susie Cook, Gail DeBruyn, Vicki Denterlein, Elhora Dixon, Bea Hayden, Helene McClymont, Marie McDonough, Diane Pederson, Ruth Randolph, Linda Richardson, Lauretta Smith, Barbara Van Brocklin, Victoria Ware, Diane Witte, and Judy Denterlein.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert Crown and the following fifth grade students of Washington School, San Leandro: Lynn Anderson, Judy Baron, Barbara Dunlap, Claudette Fain, Linda Castner, Linda Feniew, Carmel Gouviea, Janis Hillbloom, Jo Ann Ruiz, Deborah Jacks, Susan Thompson, Rosemary Mayers, Caroline Williams, Anita Richards, Christine Young, Linda Gillum, Mrs. G. C. Gillum, Mrs. H. Segovia, Mrs. G. Richards, Mrs. C. Sanchez, Mr. B. Sanchez, and Miss Loretta Segovia.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 46—An act to amend Sections 35100, 35101, 35102, and 35106 of, to repeal Sections 35107, 35108, 35109, 35110, and 35111 of, to add Sections 35107, 35108, and 35109 to, and to amend and renumber Sections 35112 and 35113 of, the Water Code, relating to California water districts;

Senate Bill No. 645—An act to add Sections 14.5 and 14.6 to Chapter 523 of the Statutes of 1867-1868, relating to the town lands granted to the unincorporated towns in this State by the act of Congress entitled "An act for the relief of the inhabitants of cities and towns upon the public lands," approved March 30, 1868;

And reports that the same have been correctly enrolled, and presented to the Governor on the twenty-fourth day of April, 1959, at 11 a.m.

BURNS, Chairman

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 487

Senate Bill No. 575

Senate Bill No. 589

Senate Bill No. 653

Senate Bill No. 654

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 55

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 54

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 75

Senate Bill No. 704

Senate Bill No. 566

Senate Bill No. 784

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Military and Veterans Affairs

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Assembly Bill No. 458

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

FARR, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Military and Veterans Affairs, to which was referred:

Assembly Joint Resolution No. 22

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

FARR, Chairman

Above reported resolution ordered to third reading.

Committee on Judiciary

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 848

Senate Constitutional Amendment No. 14

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bill ordered to second reading.

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 161

Senate Bill No. 1074

Senate Bill No. 219

Assembly Bill No. 8

Senate Bill No. 782

Assembly Bill No. 274

Senate Bill No. 786

Assembly Bill No. 359

Senate Bill No. 845

Assembly Bill No. 879

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

Committee on Natural Resources

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:
Senate Bill No. 508

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

BERRY, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Natural Resources, to which was referred:
Senate Joint Resolution No. 17

Has had the same under consideration, and reports the same back with amendment with the recommendation: Amend, and be adopted as amended.

BERRY, Chairman

Above reported resolution ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred:

Senate Bill No. 1019

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 1019

Senator Arnold moved that Senate Bill No. 1019 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1019—An act to add Section 630.1 to the Probate Code, relating to collection of assets without administration.

Bill read second time.

Motion to Amend

Senator Arnold moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 9, of the printed bill, after "children," insert "in the order named,".

Amendment No. 2

On page 1, line 12, strike out "resides", and insert "or persons reside".

Amendment No. 3

On page 1, line 12, strike out "has", and insert "have".

Amendment No. 4

On page 1, line 13, strike out "is the sole beneficiary", and insert "are all of the beneficiaries".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES

Committee on Natural Resources

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Chairman of the Committee on Natural Resources, to which was referred:

Assembly Bill No. 720

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

BERRY, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 720

Senator Berry moved that Assembly Bill No. 720 be amended and re-referred to Committee on Natural Resources.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 720—An act to amend Sections 506, 506.6, 506.7, 5001, 5003, 5003.5, 5004, 5005, 5006, 5006.1, 5006.5, 5007, 5008, 5010, 5010.5, 5012, 5012.1, 5015, 5016, 5019.5, 5020, 5021, 5022, 5023, 5025.11, 5025.12, 5025.2, 5033, 5034, 5037, 5041, 5042, 5060, 5063, 5064, 5072.5, 5073, 5074, 5076, 5080, 5082, 5084, 5085, 5086, 5087, 5088, 5089, 5090, and 5091, of, to repeal Sections 5013.5, 5035, 5036, 5075, and Article 4 (commencing at Section 5050) of Chapter 1, Division 5 of, and to add Sections 5017 and 5018 to, the Public Resources Code, relating to beaches and parks.

Bill read second time.

Motion to Amend

Senator Berry moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, as amended in Assembly March 19, 1959, strike out "5012.1".

Amendment No. 2

In line 7 of the title, after "Sections", insert "5012.1".

Amendment No. 3

On page 1, strike out lines 6 to 9, inclusive, and insert "Except as provided in this section, the Depart-".

Amendment No. 4

On page 2, between lines 11 and 12, insert

"The commission shall establish general policies for the guidance of the Director of Natural Resources, and the Chief of the Division of Beaches and Parks in the administration, protection, and development of the State Park System."

Amendment No. 5

On page 3, line 3, after "with", insert "agencies of the United States".

Amendment No. 6

On page 6, strike out lines 24 to 35, inclusive, and insert

"5012. The department may, where it finds no substantial interference with, or impairment of, state park use and values, grant permits and easements for the following purposes and upon such terms as the department may prescribe:

- (a) To a public agency for public roads.
- (b) To a public agency for utility lines.
- (c) For electric, gas, water, sewer, telephone, telegraph, and utility lines, and pipelines and structures incidental thereto, to perform a public service.
- (d) To a public agency for channels or facilities for the development of small craft harbors and recreational areas."

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 7

On page 6, line 36, strike out "amended to read:", and insert "repealed."

"[5012.1. The State Park Commission upon application by any public utility, either publicly or privately owned, shall specify the location, manner of construction, and maintenance of light, power, gas, water, telephone and telegraph lines across state park lands under the jurisdiction of the State Park Commission unless the commission finds that the construction and maintenance of such utility structures unduly and measurably interfere with the development, use and enjoyment of the

State Park System, provided that if at any time the location of such structures interferes with the development, use and enjoyment of the state park on which they are located they will, on demand of the commission, be moved to another location, designated by the commission, at the expense of the owner thereof.]

[The commission may, upon application therefor, grant easements, upon terms and conditions prescribed by the commission, for such public utility structures across state park lands when in their judgment the public necessity requires that the structure be permanent and the nature of the structure may reasonably be permanently located or may be of a nature, such as underground construction, that would not interfere with the development of the state park.]

Amendment No. 8

On page 6, strike out lines 37 to 52, inclusive, and on page 7, strike out lines 1 to 5, inclusive.

Amendment No. 9

On page 7, line 26, after "Legislature", insert "or the director."

Amendment No. 10

On page 7, line 28, strike out "department", and insert "division".

Amendment No. 11

On page 11, line 45, strike out "Director of Natural Resources", and insert "Governor".

Amendment No. 12

On page 12, strike out lines 2 to 8, inclusive, and insert "5074. The terms of members of the committee are at the pleasure of the Governor. Each member of the com-".

Amendment No. 13

On page 12, line 12, strike out "director", and insert "Governor".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Natural Resources.

REPORTS OF STANDING COMMITTEES

Committee on Transportation

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Senate Bill No. 576

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND SENATE BILL NO. 576

Senator McCarthy moved that Senate Bill No. 576 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 576—An act to create the Golden Gate Authority, prescribing its organization, government, powers, duties, and functions, authorizing the Golden Gate Authority to acquire, construct and operate facilities and to promote trade and commerce, providing for the issuance and sale of revenue bonds, authorizing the collection of tolls and charges, and providing for the acquisition of existing facilities, and for such purposes to add Title 7.5 (commencing at Section 67000) to the Government Code, and to repeal Sections 30001, 30755, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600) and 2 (commencing at Section 30651) of Chapter 2 of Division 17 of, and to add Sections 30001, 30001.5, 30001.7, 30750.5,

30757, 30758, 30759, 30760, Part 3 (commencing at Section 27000) of Division 16, and Articles 1 (commencing at Section 30600), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) of Chapter 2 of Division 17 of, the Streets and Highways Code.

Bill read second time.

Motion to Amend

Senator McCarthy moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate March 26, 1959, strike out lines 4 to 33, inclusive, and insert "Extensive studies and surveys indicate that the full utilization, efficient operation and development of bridge, port, harbor, airport and certain other transportation facilities in the San Francisco Bay area will best be achieved by one centralized authority rather than by separate state and local units. It is hereby declared to be the policy of this State that the financing and operation of toll bridges in the San Francisco Bay area under one authority is immediately desirable and necessary and should be effected as rapidly as possible. It is determined advisable that such authority shall survey and study the advisability and economic feasibility of the acquisition or lease and operation of port, harbor, airport and other publicly-owned metropolitan facilities, and that such authority shall submit its report and recommendation to the Legislature with respect thereto. It is further determined that the power of the authority to construct, acquire, lease or operate any port, harbor or airport facility shall not be effective until the approval thereof by the Legislature. Because of the unique problem presented by the San Francisco Bay area and in light of conditions which have existed in the past, it is necessary that this legislation be applicable solely to the San Francisco Bay area to ensure the rapid solution of serious problems concerning that area."

Amendment No. 2

On page 2, line 51, after "authority," insert "Bonds shall not be deemed outstanding within the meaning of this section or other sections of this chapter if moneys sufficient to pay the same and all interest thereon have been set aside irrevocably in a special or trust fund for that purpose and the indenture under which such bonds were issued provides that such bonds shall not be deemed to be outstanding in such event."

Amendment No. 3

On page 3, strike out line 30 and insert "copters, together with appurtenant warehouses, docks, termi-".

Amendment No. 4

On page 3, line 32, strike out "recreation facilities,".

Amendment No. 5

On page 4, lines 2 and 3, strike out "and 67064".

Amendment No. 6

On page 4, line 33, strike out "The territorial limits of the", and strike out lines 34 to 52, inclusive.

Amendment No. 7

On page 5, strike out lines 1 to 51, inclusive.

Amendment No. 8

On page 6, strike out lines 1 to 45, inclusive, and insert "67063. The government of the authority shall be vested in a board of commissioners composed of seven commissioners, six of whom shall be appointed by the Governor, subject to confirmation by the Senate, and the seventh shall be the Director of Public Works."

Amendment No. 9

On page 6, line 48, after "commissioner", insert "appointed by the Governor."

Amendment No. 10

On page 6, line 51, after "board", insert "appointed by the Governor."

Amendment No. 11

On page 6, line 51, strike out "four", and insert "two".

Amendment No. 12

On page 6, line 52, strike out "four", and insert "two".

Amendment No. 13

On page 7, line 1, strike out "five", and insert "two".

Amendment No. 14

On page 7, line 3, strike out "All such successors shall be ap-"; and strike out all of lines 4 to 21, inclusive.

Amendment No. 15

On page 7, line 22, after "commissioner", insert "appointed by the Governor".

Amendment No. 16

On page 7, strike out lines 24 and 25, and insert "in the San Francisco Bay area. No commissioner appointed by the Governor shall hold".

Amendment No. 17

On page 7, line 29, after "commissioner", insert "appointed by the Governor".

Amendment No. 18

On page 7, strike out lines 31 to 41, inclusive.

Amendment No. 19

On page 9, strike out lines 33 and 34, and insert "67078. A majority of the members of the board shall constitute a".

Amendment No. 20

On page 10, after line 34, insert "67092.1. The authority shall make a survey of, and shall submit within 30 days after the beginning of the 1961 Regular Session, a report to the Legislature with respect to publicly-owned port, harbor and airport facilities in the San Francisco Bay area or outside the San Francisco Bay area but having a direct effect on trade and commerce in the San Francisco Bay area. Such report shall state the authority's recommendation as to the desirability and the economic feasibility of the acquisition or lease and operation of any such facilities by the authority, the proposed method of acquisition or lease and of payment, refunding, or reimbursement of any outstanding bonds or tax funds, the proceeds of which have been expended in connection with the facilities recommended for acquisition or lease. As a part of such report and from time to time thereafter the authority shall submit its recommendations to the Legislature as to any changes in existing legislation affecting the authority, including proposed changes in representation on the board of commissioners based upon investment in facilities transferred to the authority, population or other factors and changes to permit the authority to acquire publicly-owned metropolitan facilities in addition to those set forth in Section 67035.

67292.2. Notwithstanding the provisions of Sections 67092, 67093, 67094, 67095, 67096, 67097, 67097.5, 67098, or any other provisions of this chapter, the authority shall not purchase, lease, construct or otherwise acquire any harbor, port or airport facility until a report with respect to the acquisition and operation of harbor, port and airport facilities shall have been submitted to the Legislature as provided in Section 67092.1 and approved by the Legislature."

Amendment No. 21

On page 12, line 5, strike out "board of port commissioners and", and insert "Board of Port Commissioners of".

Amendment No. 22

On page 12, strike out lines 9, 10 and 11 and insert "been authorized by a majority vote of the Board of Port Commissioners of the City of Oakland. No lease or transfer of said harbor or airport facilities shall be effective until an appropriate amendment to the Charter of the City of Oakland has been submitted to the electors of the City of Oakland and ratified by them and the other requirements of the Constitution of the State of California with respect to amendment of city charters have been fulfilled. The agreement may contain among other".

Amendment No. 23

On page 12, line 13, strike out "board of port commissioners", and insert "Board of Port Commissioners".

Amendment No. 24

On page 12, line 19, strike out "board of port commissioners", and insert "Board of Port Commissioners".

Amendment No. 25

On page 12, line 31, after "San Francisco.", insert "No lease of said airport to the authority shall be effective until it has been approved by the board of supervisors by ordinance and such ordinance has been submitted to the electors of the City and

County of San Francisco and ratified by a majority of the voters voting thereon, as required by the charter of the City and County of San Francisco. No sale or other transfer of said airport to the authority requiring an amendment to said charter shall be effective until an appropriate amendment has been submitted to the electors of the City and County of San Francisco and ratified by them and the other requirements of the Constitution of the State of California with respect to amendment of city charters have been fulfilled."

Amendment No. 26

On page 13, line 10, after "City Council", insert "and of the Board of Port Commissioners".

Amendment No. 27

On page 13, line 11, after "City.", insert "No lease or transfer of said port shall be effective until an appropriate amendment to the charter of the City of Redwood City has been submitted to the electors of Redwood City and ratified by them and the other requirements of the Constitution of the State of California with respect to amendment of city charters have been fulfilled."

Amendment No. 28

On page 13, line 13, after "Council", insert "and by the Board of Port Commissioners".

Amendment No. 29

On page 13, line 29, after "Richmond.", insert "No lease or transfer of said port to the authority requiring an amendment to the charter of the City of Richmond shall be effective until an appropriate amendment to said charter has been submitted to the electors of the City of Richmond and ratified by them and the other requirements of the State of California with respect to amendment of city charters have been fulfilled."

Amendment No. 30

On page 13, line 47, after "Jose.", insert "No lease or transfer of said airport to the authority requiring an amendment to the charter of the City of San Jose shall be effective until an appropriate amendment to said charter has been submitted to the electors of the City of San Jose and ratified by them and the other requirements of the State of California with respect to amendment of city charters have been fulfilled."

Amendment No. 31

On page 18, lines 45 and 46, strike out "continue to have and possess all rights under such system", and insert "be granted comparable rights insofar as possible by the authority".

Amendment No. 32

On page 18, lines 46 and 47, strike out "governed", and insert "guided".

Amendment No. 33

On page 18, lines 50 and 51, strike out "continue to have and possess all then existing rights under such plan", and insert "be granted comparable rights insofar as possible by the authority".

Amendment No. 34

On page 18, line 51, strike out "governed", and insert "guided".

Amendment No. 35

On page 26, line 39, strike out "and in any event either before", and strike out lines 40 and 41, and insert a period.

Amendment No. 36

On page 28, strike out lines 26 to 29, inclusive, and insert "outstanding and unpaid, the power of the authority to establish, levy and collect tolls and other charges in connection with such facility shall not be diminished or impaired."

Amendment No. 37

On page 29, line 25, strike out "and the powers," and strike out line 26, and in line 27, strike out "thereto shall not be interfered with".

Amendment No. 38

On page 29, line 40, strike out the first "the".

Amendment No. 39

On page 30, line 14, strike out "live", and insert "life".

Amendment No. 40

On page 32, line 36, strike out "any", and insert "the Department of Public Works or any other".

Amendment No. 41

On page 32, line 38, strike out "of the", and insert ", construction, improvement, or maintenance of any".

Amendment No. 42

On page 35, line 30, strike out "fifty percent (50%)", and insert "five percent (5%)".

Amendment No. 43

On page 35, line 32, strike out "officer, director, or".

Amendment No. 44

On page 35, strike out line 33, and insert "ing, party".

Amendment No. 45

On page 35, line 35, after "employees", insert "; provided, that such commissioner, officer, agent or employee of the authority was an employee of said contracting party for at least three years prior to the time of making such contract".

Amendment No. 46

On page 41, line 38, after "age and", insert "operate".

Amendment No. 47

On page 43, line 19, after "shall be", insert "reported on by the Department of Public Works and shall be".

Amendment No. 48

On page 43, strike out lines 21 to 31, inclusive.

Amendment No. 49

On page 45, line 46, strike out "All funds", and strike out lines 47 to 49 inclusive, and insert "The Golden Gate Authority shall assume and".

Amendment No. 50

On page 47, line 13, strike out "All funds", strike out lines 14 to 16 inclusive, and insert "The Golden Gate Authority shall assume and".

Amendment No. 51

On page 49, line 17, strike out "All funds", and strike out lines 18 and 19.

Amendment No. 52

On page 49, line 50, after "SEC. 19.", insert
 "Upon the transfer dates specified in Articles 1 (commencing at Section 30600), 4 (commencing at Section 30750), 5 (commencing at Section 30770), and 6 (commencing at Section 30790) for the transfer of the San Francisco-Oakland Bay Bridge, the parallel Carquinez Bridges and the Benicia-Martinez Bridge, the San Mateo-Hayward Bridge and the Dumbarton Bridge, and the Richmond-San Rafael Bridge to the Golden Gate Authority, all funds then held by the State Treasurer in respect to the bridge or bridges transferred shall be forthwith transferred to the Golden Gate Authority.
 SEC. 20."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

RESOLUTIONS

The following resolution was offered:

By Senators McAteer, McCarthy, and Collier:

Senate Resolution No. 96

Relative to expressing appreciation to Miss Betty Lynn

WHEREAS, On April 9, 1959, the Junior Senators held a dinner in honor of the Senior Senators; and

WHEREAS, Miss Betty Lynn graciously consented to interrupt her busy schedule in motion pictures to come to Sacramento from Hollywood to entertain at this party; and

WHEREAS, Miss Betty Lynn by her singing and charming personality contributed greatly to this occasion; now, therefore, be it

Resolved by the Senate of the State of California, That it expresses its appreciation to Miss Betty Lynn for her appearance at the occasion of the dinner given for the Senior Senators and the excellent entertainment which she contributed; and be it further

Resolved, That the Secretary of the Senate is directed to transmit a suitably prepared copy of this resolution to Miss Betty Lynn.

Resolution read, and unanimously adopted on motion of Senator McAteer.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following resolution was introduced, and read:

Senate Concurrent Resolution No. 58: By Senator McBride—Relative to approving amendments to the charter of the City of San Buenaventura, a municipal corporation in the County of Ventura, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the fourteenth day of April, 1959.

Request for Unanimous Consent

Senator McBride asked for, and was granted, unanimous consent to take up Senate Concurrent Resolution No. 58, at this time, for consideration.

CONSIDERATION OF SENATE CONCURRENT RESOLUTION NO. 58

Senate Concurrent Resolution No. 58—Relative to approving amendments to the charter of the City of San Buenaventura, a municipal corporation in the County of Ventura, State of California, voted for and ratified by the qualified electors of said city at the general municipal election held therein on the fourteenth day of April, 1959.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Beard, Brown, Burns, Byrne, Cameron, Collier, Coombs, Donnelly, Erhart, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Slattery, Thompson, and Williams—25.

NOES—None.

Resolution ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 11.48 a.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS (RESUMED)

The following bills were introduced, and read the first time:

Senate Bill No. 1294: By Senator Dolwig—An act to add Section 12521 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to chauffeurs' licenses for special highway construction equipment operators.

Referred to Committee on Transportation.

Senate Bill No. 1295: By Senators Thompson and Erhart—An act to amend Sections 11554 and 11557 of the Government Code, relating to salaries of state officers.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1296: By Senator Fisher (By Request)—An act to amend Section 845 of the Civil Code, relating to the cost of improving and maintaining easements.

Referred to Committee on Judiciary.

Senate Bill No. 1297: By Senator Collier—An act to add Section 11629 to the Business and Professions Code, relating to subdivision maps.

Referred to Committee on Business and Professions.

Senate Bill No. 1298: By Senator Stiern—An act to amend Section 1142 of the Agricultural Code, relating to egg products.

Referred to Committee on Agriculture.

Senate Bill No. 1299: By Senator Holmdahl (Co-authored by Assemblyman Elliott)—An act to add Section 150 to the Streets and Highways Code, relating to highway center strip barriers.

Referred to Committee on Transportation.

Senate Bill No. 1300: By Senator Holmdahl (Co-authored by Assemblyman Elliott)—An act to add Section 149 to the Streets and Highways Code, relating to telephones on freeways.

Referred to Committee on Transportation.

Senate Bill No. 1301: By Senators Donnelly, Gibson, Short, and Berry—An act to add Article 8 (commencing at Section 19220) to Chapter 6 of Part 2 of Division 5 of Title 2, and to amend Section 19142, of the Government Code, relating to state personnel.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1302: By Senator Farr—An act to amend Sections 12212 and 12511 of the Business and Professions Code, relating to weighing and measuring devices.

Referred to Committee on Business and Professions.

WITHDRAWAL AND RE-REFERENCE OF SENATE BILL NO. 1035

Senator Thompson moved that Senate Bill No. 1035 be withdrawn from the Committee on Institutions and re-referred to Committee on Governmental Efficiency.

Motion carried.

MOTION TO RETURN ASSEMBLY BILL NO. 1394

Senator Teale moved that the Assembly be requested to return Assembly Bill No. 1394 to the Senate for further consideration.

Motion carried.

Chief Assistant Secretary Lachlan M. Richards at the Desk

CONSIDERATION OF DAILY FILE

MOTIONS TO RECONSIDER

Senate Bill No. 1006—An act to amend Section 1066 of the Public Utilities Code, relating to carrier rates.

Request for Unanimous Consent

Senator Donnelly asked for, and was granted, unanimous consent to have his motion to reconsider the vote whereby Senate Bill No. 1006 was passed, continued until the next legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 476—An act to amend Section 7300 of, and to repeal Sections 7301 and 7309 of, and to add Sections 7301 and 7309 to, the Welfare and Institutions Code, relating to the Langley Porter Neuro-psychiatric Institute.

Bill read second time.

Motion to Re-refer Senate Bill No. 476

Senator McBride moved that Senate Bill No. 476 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 631—An act to amend Section 8961.3 of the Health and Safety Code, relating to public cemetery districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 930—An act to add Sections 72196 and 72197 to the Government Code, relating to traffic commissioners in municipal courts.

Bill read second time.

Motion to Re-refer Senate Bill No. 930

Senator McBride moved that Senate Bill No. 930 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 655—An act to amend Section 14 of the Orange County Flood Control Act (Chapter 723, Statutes of 1927), relating to maximum tax rates and use of revenues.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 708—An act to amend Sections 61403, 61430, and 61432 of the Government Code, relating to elections in community services district.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 577—An act to amend Section 8961.2 of the Health and Safety Code, relating to public cemetery districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate April 21, 1959, strike out "Section 8961.2 of", and insert "and renumber Section 8961.3 of, and to add Section 8961.3 to,".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert
 "SECTION 1. Section 8961.3 of the Health and Safety Code is amended and renumbered to read:

[8961.3] 8961.7. A district formed prior to the adoption of this section may acquire, and maintain a mausoleum if construction thereof was completed at least ten years prior to May 1, 1947; provided, however, that such district may construct additions to such a mausoleum for crypt entombment.

SEC. 2. Section 8961.3 is added to said code, to read:

8961.3. Interment in a district cemetery under the provisions of Section 8961.2 shall be permitted only if both of the following conditions exist:

(a) Decedent was a resident of this State at the time of his death.

(b) There is no private cemetery nearer to decedent's place of residence than the nearest district cemetery, the distance measured in a straight line from the decedent's place of residence to the nearest private cemetery and the nearest district cemetery.

The district which maintains the cemetery nearest in a straight line to decedent's place of residence shall allow the interment of the decedent in the cemetery if the charges prescribed by Section 8961.2 are paid. Any other district may permit the interment of such decedent in a cemetery which it maintains upon payment of such charges."

Amendment No. 3

On page 1, strike out lines 2 to 24, inclusive, and strike out page 2.

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 629—An act to amend Section 8963 of the Health and Safety Code, relating to public cemetery districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, after line 12, of the printed bill, insert

"SEC. 2. Section 1 of this act becomes operative only if Senate Bill No. 631 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said bill takes effect."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 630--An act to amend Section 8961.2 of the Health and Safety Code, relating to public cemetery districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, after line 15, of the printed bill, insert

"SEC. 2. Section 1 of this act becomes operative only if Senate Bill No. 631 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said bill takes effect."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 632—An act to amend Section 8961 of the Health and Safety Code, relating to public cemetery districts.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, after line 10, of the printed bill, insert

"SEC. 2. Section 1 of this act becomes operative only if Senate Bill No. 631 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said bill takes effect."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 633—An act to amend Section 8961.4 of the Health and Safety Code, relating to burial rates.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, after line 12, of the printed bill, insert

"SEC. 2. Section 1 of this act becomes operative only if Senate Bill No. 631 is enacted by the Legislature at its 1959 Regular Session, and in such case at the same time as said bill takes effect."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 835—An act to add Section 4746.1 to the Health and Safety Code, relating to certificates of indebtedness of a county sanitation district.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 18, of the printed bill, as amended in Senate April 16, 1959, strike out "A", and insert "If funds are needed to meet current expenses of maintenance and operation, a".

Amendment No. 2

On page 1, lines 20 and 21, strike out ", for any purpose for which the district is authorized to expend funds".

Amendment No. 3

On page 1, line 23, strike out "five", and insert "two".

Amendment No. 4

On page 2, line 12, strike out "three-fifths", and insert "four-fifths".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 993—An act to amend Section 25526 of the Government Code, relating to sale or lease of county real property.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 15, of the printed bill, before "rental", insert "annual".

Amendment No. 2

On page 1, lines 16 and 17, strike out "two thousand dollars (\$2,000)", and insert "one thousand eight hundred dollars (\$1,800)".

Amendment No. 3

On page 1, line 17, strike out ", respectively", and insert "for a period of less than one year".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 669—An act to repeal Article 6 (commencing at Section 54150), and to add Article 6 (commencing at Section 54150), to Chapter 5 of Part 1 of Division 2 of Title 5 of the Government Code, relating to the repair and restoration of property damaged or destroyed by storms or floods.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 2, line 7, of the printed bill, strike out "54133.", and insert "54153."

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 890—An act to amend Section 633 of the Agricultural Code, relating to cultured buttermilk.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Finance:

Amendment No. 1

On page 1 of the printed bill, as amended in Senate April 17, 1959, strike out lines 14 to 17, inclusive.

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 86—An act to add Section 7717.6 to the Education Code, and Section 19588.1 to the Education Code as proposed by Senate Bill No. 2, relating to state school building aid.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 123—An act to amend Section 650 of the Streets and Highways Code, relating to the naming of state highway routes.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 236—An act to add Section 27459 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the use of snow-tread tires on vehicles.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 304—An act to add Article 6 (commencing with Section 12060) to Chapter 1 of Part 2 of Division 3 of Title 2 of the Government Code, to provide for a Co-ordinator of Atomic Activities in the Office of the Governor, to provide for co-ordination of development and regulatory activities of the peaceful uses of atomic energy, to create an official advisory council thereon, and a public citizens' advisory committee.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 607—An act to amend Section 6154 of the Elections Code, relating to voting machines.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 209—An act to add Chapter 9 (commencing with Section 1151), to Part 3, of Division 2, of the Labor Code, relating to labor organizations.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 536—An act to repeal Chapter 22 (commencing at Section 7920) of Division 3 of the Education Code, and Chapter 7 (commencing at Section 19351) of Division 14 of the Education Code as proposed by Senate Bill No. 2, relating to the School Bond Retirement Fund.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 398—An act to amend and renumber Section 96, as added by Chapter 1471 of the Statutes of 1957, of the Agricultural Code, relating to horse race meetings at state and agricultural district fairs.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 534—An act to amend Section 7049 of, and to add Sections 7026.3 and 7085 to, the Business and Professions Code, relating to contractors.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 572—An act to amend Sections 1408 and 1410 of the Health and Safety Code, relating to the regulation of hospitals and other institutions providing care for the infirm.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 742—An act to amend Sections 937, 938, 939, 943, 987, 1231, 1301, 1302, 1303, 1407, 1485, 1487, 3258, and 3259, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school elections.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Elections:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "first", and insert "third".

Amendment No. 2

On page 1, strike out lines 8 and 9 and insert "in April of such year. When the action".

Amendment No. 3

On page 1, strike out lines 13 and 14 and insert "third Tuesday in April of the following year. Such an election may be held on another date only if the county board of education gives its prior consent to the holding of such election on such other date."

Amendment No. 4

On page 1, line 21, after "years", insert "if elected in an odd-numbered year, or three years if elected in an even-numbered year".

Amendment No. 5

On page 2, line 1, after "years", insert "if elected in an odd-numbered year, or one year if elected in an even-numbered year".

Amendment No. 6

On page 2, line 3, after "years", insert "if elected in an odd-numbered year, or three years if elected in an even-numbered year".

Amendment No. 7

On page 2, line 3, strike out the first "the", and insert "and".

Amendment No. 8

On page 2, line 5, after "years", insert "if elected in an odd-numbered year, or one year if elected in an even-numbered year".

Amendment No. 9

On page 2, line 10, strike out "first", and insert "third".

Amendment No. 10

On page 2, line 11, strike out "after the first Monday in June", and insert "in April".

Amendment No. 11

On page 2, line 12, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 12

On page 2, line 18, strike out "section", and insert "Section".

Amendment No. 13

On page 2, line 19, strike out "first", and insert "third".

Amendment No. 14

On page 2, strike out line 20, and insert "in April of any odd-numbered year,".

Amendment No. 15

On page 4, line 26, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 16

On page 4, line 26, after the comma, insert "and".

Amendment No. 17

On page 4, line 28, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 18

On page 4, line 33, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 19

On page 4, line 45, strike out "even numbered", and insert "odd numbered".

Amendment No. 20

On page 4, line 51, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 21

On page 5, line 5, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 22

On page 5, line 11, strike out "even-numbered", and insert "odd numbered".

Amendment No. 23

On page 5, line 21, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 24

On page 5, line 24, strike out "even-numbered", and insert "odd numbered".

Amendment No. 25

On page 6, line 3, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 26

On page 6, line 10, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 27

On page 6, line 15, strike out "even-numbered", and insert "odd-numbered".

Amendment No. 28

On page 6, line 31, strike out "even-numbered", and insert "odd numbered".

Amendment No. 29

On page 6, line 35, strike out "even-numbered", and insert "odd numbered".

Amendment No. 30

On page 6, line 35, strike out "his", and insert "their".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Elections.

Senate Bill No. 737—An act making an appropriation to the State Department of Public Health for physically handicapped children.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, lines 8 and 9, of the printed bill, as amended in Senate April 7, 1959, strike out "ten thousand dollars (\$10,000)", and insert "thirty-two thousand dollars (\$32,000)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 739—An act to establish a pilot project for the extension of crippled children services to children suffering from epilepsy, and making an appropriation therefor.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2, line 7, of the printed bill, as amended April 7, 1959, after the word "of", insert "thirty-four thousand nine hundred and sixty-five dollars (\$34,965)".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

Senate Bill No. 711—An act to amend Sections 2181, 3088, and 3473 of, and to add Section 4189.5 to, the Welfare and Institutions Code, relating to relatives' responsibility requirements.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 1, line 3, of the printed bill, as amended in Senate April 14, 1959, strike out "may", and insert "shall".

Amendment No. 2

On page 1, line 19, strike out "20", and insert "25".

Amendment No. 3

On page 1, line 21, strike out "and", and insert a comma.

Amendment No. 4

On page 1, line 22, strike out ". Allowance shall also be permitted for", and insert a comma.

Amendment No. 5

On page 2, line 3, after the first comma, insert "and the".

Amendment No. 6

On page 2, lines 3 and 4, strike out ", and net actual and", and insert ". Allowance shall also be permitted for".

Amendment No. 7

On page 2, strike out lines 12 to 14, inclusive.

Amendment No. 8

On page 3, line 37, strike out "may", and insert "shall".

Amendment No. 9

On page 3, line 41, strike out "may", and insert "shall".

Amendment No. 10

On page 4, line 15, strike out "may", and insert "shall".

Amendment No. 11

On page 6, line 21, strike out "may", and insert "shall".

Amendment No. 12

On page 6, line 25, strike out "may", and insert "shall".

Amendment No. 13

On page 6, line 50, strike out "may", and insert "shall".

Amendment No. 14

On page 7, line 32, strike out "20", and insert "25".

Amendment No. 15

On page 9, line 8, strike out "may", and insert "shall".

Amendment No. 15a

On page 9, line 24, strike out "20", and insert "25".

Amendment No. 16

On page 9, strike out lines 28 to 30, inclusive; and in line 31 strike out "and".

Amendment No. 17

On page 9, strike out lines 39 to 41, inclusive.

Amendment No. 18

On page 11, after line 10, insert
"SEC. 5. This act shall become operative October 1, 1959."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 1024—An act to repeal Section 10126 of the Health and Safety Code, relating to vital statistics.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 1007—An act to create the Guadalupe Valley Municipal Improvement District and to prescribe its boundaries, organization, powers, operation, management, financing, change of boundaries and dissolution.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 8 of the printed bill, strike out lines 28 to 33, inclusive, and insert "its repayment in the manner provided in Article 7 (commencing at Section 53820) of Chapter 4 of Part 1 of Division 2 of Title 4 of the Government Code."

Amendment No. 2

On page 8, strike out lines 35 to 37, inclusive, and insert "any of its transactions."

Amendment No. 3

On page 10, line 38, strike out "a majority", and insert "two-thirds".

Amendment No. 4

On page 11, strike out lines 14 to 16, inclusive, and insert
 "SEC. 118. Before selling the bonds, or any part thereof, the legislative body shall give notice inviting sealed bids in such manner as the legislative body may prescribe. If satisfactory bids are received, the bonds offered for sale shall be awarded to the highest responsible bidder. If no bids are received, or if the legislative body determines that the bids received are not satisfactory as to price or responsibility of the bidders, the legislative body may reject all bids received, if any, and either readvertise or sell the bonds at private sale."

Amendment No. 5

On page 12, strike out lines 14 to 34, inclusive, and insert
 "SEC. 136. Proceedings for the authorization, issuance, sale, security, and payment of revenue bonds shall".

Amendment No. 6

On page 12, line 40, after "Code", insert "; provided, however, that qualified voters at the election therein provided shall be voters as defined in this act, and the method of voting shall be as herein provided."

Amendment No. 7

On page 16, after line 6, insert

"Article 14. Need for Special Act

SEC. 210. The purpose of this act is to form the Guadalupe Valley Municipal Improvement District in order that the area benefited may be provided with various municipal improvements; special facts and circumstances, applicable to the general area within which the district lies and not generally, make the accomplishment of this purpose impossible under existing general laws and therefore special legislation is necessary. The special facts are as follows:

(a) The area has no facilities for the treatment and disposal of sewage and is consequently contaminating the waters of the State.

(b) The area is without an adequate water supply, storage, and distribution system for public and private purposes.

(c) There is urgent need for the municipal improvements which the district is empowered to construct under this act, but other municipal powers which could be exercised by a city are not required, and would result in more government than the area needs or wants. There are no existing general laws under which the area could be provided with the facilities it needs short of incorporation as a city. Therefore, the only way in which the particular needs of the area can be provided is by special act.

(d) The land in the district is not owned by residents. The owners are the ones primarily concerned with the district and the ones who will be supporting the district and not future resident nonowners. The owners should therefore hold the voting power. Since no general law district with the necessary powers provides for voting by owners, special legislation is necessary.

(e) The area is of strategic importance during times of war or threatened war. It is strategically located between metropolitan San Francisco and the San Francisco International Airport, and immediately adjacent to the South San Francisco and Bayshore industrial complex. Influx of military men and their families during times of war or threatened war greatly increases the necessity of providing municipal facilities."

Amendment No. 8

On page 13, line 42, of the printed bill, after the period, insert "The aggregate taxes levied for any one fiscal year, other than those levied to pay the principal and interest on bonds, shall not exceed five dollars (\$5) on each one hundred dollars (\$100) of the assessed valuation of taxable real and personal property in the district."

Amendment No. 9

On page 8 of the printed bill, between lines 14 and 15, insert "Sec. 81.5. Notwithstanding the provisions of Sections 79 and 80 of this act, the district shall not, through the exercise of eminent domain or otherwise, acquire property located outside the district boundaries without first obtaining the consent of the board of supervisors of the county in which the property to be acquired is located."

Amendment No. 10

On page 3, line 40, of the printed bill, strike out "58", and insert "58".

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 4, between lines 5 and 6, of the printed bill as amended in Senate March 26, 1959, insert

"(g) That within 10 years from the effective date of this act said lands shall be substantially improved by said city without expense to the State, and if the State Lands Commission determines that the city has failed to improve said lands as herein required, all right, title, and interest of said city in and to all lands granted by this act shall cease and said lands shall revert and rest in the State."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1286—An act conveying certain tidelands and lands lying under inland navigable waters situate in the Bay of San Diego to the City of Chula Vista in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, the construction and maintenance of improvements thereon, and the disposition and expenditure of revenue therefrom, and reserving rights to the State and repealing Chapter 120 of the Statutes of 1925, Chapter 1847 of the Statutes of 1947 and Chapter 593 of the Statutes of 1953.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Governmental Efficiency:

Amendment No. 1

On page 3, between lines 6 and 7, of the printed bill, insert

"These lands are held upon the express condition that within 10 years from the effective date of this act said lands shall be substantially improved by the city without expense to the State, and if the State Lands Commission determines that the city has failed to improve said lands as herein required, all right, title, and interest

of said city in and to all lands granted by this act shall cease and said lands shall revert and rest in the State."

Amendment read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 159—An act to add Section 19828 to the Health and Safety Code, relating to contractors.

Bill read second time, and ordered to third reading.

Assembly Bill No. 226—An act to amend Sections 51360, 51361, 51362, and 51364 of the Water Code, relating to reclamation district operation and maintenance assessments.

Bill read second time, and ordered to third reading.

Assembly Bill No. 956—An act to amend Section 13104 of the Education Code, and to amend Section 13337 of the Education Code as proposed by Senate Bill No. 2, relating to employment and classification of personnel by public school districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1510—An act to add Section 13055 to the Health and Safety Code, relating to fires.

Bill read second time, and ordered to third reading.

Assembly Bill No. 23—An act to validate school district acts, proceedings, and bonds, declaring the urgency thereof to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 362—An act to amend Sections 944 and 945 of the Military and Veterans Code, relating to the burial of veterans and widows of veterans.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1357—An act to amend Section 21809 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to bonds of school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1515—An act to add Section 32130.7 to the Health and Safety Code, relating to local hospital districts, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 148—An act to add Section 8045 to the Education Code and Section 1010 to the Education Code as proposed by Senate Bill No. 2, relating to school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "8045 to the Education Code and Section".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted at the 1959 Regular Session of the Legislature".

Amendment No. 3

On page 1, strike out lines 1 to 16, inclusive; and on page 2, strike out lines 1 to 7, inclusive, and insert

"SECTION 1. Section 1010 is added to the Education Code as enacted at the 1959 Regular Session of the Legislature, to read:".

Amendment No. 4

On page 2, line 8, after "district", insert "situated in a county with a population of 228,309 or more".

Amendment No. 5

On page 2, strike out lines 27 to 33, inclusive

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 712—An act to amend Section 3800 of the Labor Code, relating to construction permits.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 24, of the printed bill, strike out "certifying", and insert "which he has prepared and signed stating".

Amendment No. 2

On page 2, lines 3 and 4, strike out "certifying", and insert "stating".

Amendment No. 3

On page 2, line 3, of the printed bill, strike out "classification and".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 753—An act to amend Section 14058 of the Health and Safety Code, relating to local fire districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

In line 1 of the title of the printed bill, after "to", insert "add Section 14057.5 to, and to".

Amendment No. 2

On page 1, after line 10, insert

"SEC. 2. Section 14057.5 is added to said code, to read:

14057.5. The district board shall publish notice pursuant to Section 6066 of the Government Code that nomination petitions may be received. Notice shall be published at least seven days prior to the final date for receiving petitions."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 954—An act to amend Section 1872 of the Education Code and Section 1242 of the Education Code as proposed by Senate Bill No. 2, relating to school districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Local Government:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert "An act to amend Sec".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Senate Bill No. 2", and insert "enacted by the Legislature at its 1939 Regular Session".

Amendment No. 3

On page 1, strike out lines 1 to 18, inclusive; and on page 2, strike out lines 1 and 2, and insert

"SECTION 1. Section 1242 of the Education Code, as enacted by the Legislature at its 1939 Regular Session, is amended to read:".

Amendment No. 4

On page 2, between lines 10 and 11, insert

"When such a vacancy occurs between February 1st and June 30th, inclusive, of a school year, the county superintendent of schools having jurisdiction with the approval of the county board of education shall appoint an eligible person to hold the office for the unexpired term or until June 30th of the next succeeding school year, whichever occurs first. At the regular election for governing board members held in such succeeding school year, in addition to filling the offices of members whose terms are expiring, an election shall be held to fill the vacancy for the remainder of the unexpired term."

Amendment No. 5

On page 2, strike out lines 11 to 24, inclusive.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1280—An act to amend Section 15955 of the Education Code, as enacted by the Legislature at its 1939 Regular Session, relating to contracts by school district governing boards.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Local Government:

Amendment No. 1

On page 1, line 8, of the printed bill, after "vendor", insert "or lessor".

Amendment read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1317—An act to amend Sections 14004 and 14406 of the Financial Code, relating to credit unions.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Insurance and Financial Institutions:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Assembly March 24, 1939, after "14004", strike out "and 14406 of the Finan-", and insert ", 14406 and 14502 of the Finan-".

Amendment No. 2

On page 3, after line 6, insert

"SEC. 3. Section 14502 of said code is amended to read:

14502. No credit union shall make any loan or extension of credit without the written approval of a majority of the members of the credit committee. *The credit committee may, with the approval of the board of directors, appoint one or more loan*

officers who shall be authorized to approve loan applications within limits set by the credit committee, but in no event to exceed the sum of one thousand dollars (\$1,000) and the unpledged shares of the borrower for any one loan. Such loan officer must be a member of the credit union and may, but need not be, a member of the credit committee or an officer or director of the credit union. Such loan officers shall not also have the power to approve membership applications. The credit committee shall be provided with a record of each loan approved or not approved by any loan officer within seven (7) days of such approval or disapproval."

Amendments read, and adopted.

Further Amendments to Assembly Bill No. 1317

Motion to Amend

Senator Grunsky moved the adoption of the following amendment :

Amendment No. 1

On page 1, line 7, of the printed bill, after "formed", insert "for the mutual benefit and protection of credit union employees".

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 881—An act to amend Section 3475 of the Welfare and Institutions Code, relating to aid to partially self-supporting blind residents.

Bill read second time, and ordered to third reading.

Assembly Bill No. 454—An act to amend Section 6914, 6915, and 6916 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to advance apportionment of state aid to school districts.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 488—An act to add Section 20596.1 to, and to amend Section 20601 of, the Education Code; to add Section 24556.5 to, and to amend Section 24561 of, the Education Code as proposed by Senate Bill No. 2, relating to the State College Revenue Bond Act of 1947.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 914—An act to amend Sections 7231, 7232, 7235, 7236, and 7239 of, and to add Sections 7231.1 and 7240 to, the Education Code, and to amend Sections 20201, 20202, 20205, 20206, and 20209 of, and to add Sections 20201.1 and 20210 to, the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to junior college tuition, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to Consent Calendar.

Assembly Bill No. 1178—An act to add Article 8 (commencing at Section 10251) to Chapter 4 of Division 8 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to the disposal of old high school textbooks.

Bill read second time, and ordered to Consent Calendar.

Assembly Joint Resolution No. 28—Relative to a congressional investigation of unnecessary sonic booms in populated areas in California.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 2, line 20, of the printed measure, strike out “, in isolated instances,”.

Amendment read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 1343—An act to amend Sections 967 and 969 of, and to repeal Chapter 6 (commencing at Section 880) of Part 2 of Division 1 of the Health and Safety Code, relating to local health districts.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Public Health and Safety:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out “one-half of its qualified electors voting”, and insert “a majority of the votes cast”.

Amendment No. 2

On page 1, line 10, strike out “one-half”, and insert “a majority”.

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 1277—An act to add Section 54907 to the Government Code, relating to the filing of statements and maps and plats for tax purposes by cities on annexation or change in boundaries, declaring the urgency thereof, to take effect immediately.

Bill read second time, and ordered to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 800—An act to add Article 8.5 (commencing at Section 2860) to Chapter 2 of Division 5 of, to amend Sections 26, 951, 2792, 2799, 2807, 2842, 3946, and 10050 of, and to repeal Section 2792.1 of, the Elections Code, relating to partisan elections and activities.

Motion to Refer Bill to Inactive File

Senator McCarthy moved that Senate Bill No. 800 be placed on the inactive file.

Motion carried.

Senate Bill No. 301—An act to repeal Section 10826 of the Fish and Game Code, relating to Game Refuge 1-J.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 119—An act to amend Section 8759 of the Education Code and Section 5608 of the Education Code as proposed by Senate Bill No. 2, relating to tuition charges for interdistrict attendance of public school pupils.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—36.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 75—An act to add Article 9 (comprising Sections 5340 to 5347, inclusive) to Chapter 2 of Division 3 of the Business and Professions Code, relating to the regulation of outdoor advertising.

Motion to Re-refer Senate Bill No. 75

Senator McBride moved that Senate Bill No. 75 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 121—An act to amend Section 69595 of the Government Code, relating to the superior court in San Diego County.

Motion to Re-refer Senate Bill No. 121

Senator McBride moved that Senate Bill No. 121 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 704—An act to add Sections 20004.5, 20004.6, 20014.6, 20031.5, 20031.6, 20124.5, 20497, 20498, 20601.5, 20750.6, 20988, 20989, 21251.14, 22152, 22153, 22213, and 22550.5, to add Chapter 6.5 (commencing at Section 20780), to Part 3, Division 5, Title 2 of, to amend Sections 22009.1, 22013, and 22210 of, and to repeal Part 3.5 (commencing at Section 21600) of Division 5, Title 2, of the Government Code, relating to the State Employees' Retirement System, declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Senate Bill No. 704

Senator McBride moved that Senate Bill No. 704 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 784—An act to amend Section 75081 of the Government Code, relating to the assignment of retired judges.

Motion to Re-refer Senate Bill No. 784

Senator McBride moved that Senate Bill No. 784 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 566—An act to amend Section 6150 of, and to add Sections 6150.5 and 6159 to, the Elections Code, relating to the State Commission on Voting Machines and Vote Tabulating Devices.

Motion to Re-refer Senate Bill No. 566

Senator McBride moved that Senate Bill No. 566 be re-referred to Committee on Finance.

Motion carried.

Senate Concurrent Resolution No. 53—Relative to Serra Day.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Betty, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coonabs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Mundy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Resolution ordered transmitted to the Assembly.

Senator McBride Presiding

At 12.15 p.m., Senator James J. McBride, of the Thirty-third Senatorial District, presiding.

Senate Resolution No. 88**Relative to AV-EK Empire Water Day**

WHEREAS, Residents of the Antelope Valley-East Kern water basin area have labored industriously for the past five years in the field of educating themselves with problems concerning water, both in their area and in California's statewide water problems as a whole; and

WHEREAS, The first phases of the Investigation of Alternative Aqueduct Systems to Serve Southern California by the Department of Water Resources of the State of California envision delivery of supplemental water to this selfsame area by 1971 through the East Branch of the Southern California Aqueduct System; and

WHEREAS, The Antelope Valley East Kern Water Basin Association, Incorporated, is an organization of citizens banded together to work for the cause of supplemental water and the common good of their area of some 2,000 square miles, located in the high desert portions of parts of the Counties of Kern and Los Angeles; and

WHEREAS, The Board of Directors of the Antelope Valley East Kern Water Basin Association, meeting in regular session, March 31, 1959, did, in fact, act on requests made to that body, that they schedule a public celebration on June 6, 1959, for the express purpose of adequately dramatizing the major accomplishment in their efforts in obtaining supplemental water; and

WHEREAS, This day long celebration has now been scheduled for June 6, 1959, and said event has been appropriately named, AV-EK Empire Water Day; and

WHEREAS, It will be a day long affair with activities in every community lying within the boundaries of the basin area; and

WHEREAS, The residents of the Antelope Valley-East Kern water basin should indeed be recognized for their outstanding leadership, their spirit of self help, and their sincere spirit and assistance to officials of the Department of Water Resources, State of California, and assistance to the various legislative committees on water problems; now, therefore, be it

Resolved by the Senate of the State of California, That the members of the Senate extend their congratulations to the residents of the Antelope Valley East Kern water basin area, and to the officers, directors and members of the Antelope Valley East Kern Water Basin Association, Inc., and the best wishes of the members are extended to them on the occasion of AV-EK Empire Water Day, June 6, 1959; and be it further

Resolved, That the Secretary of the Senate is hereby directed to transmit suitably prepared copies of this resolution to the office of the Antelope Valley-East Kern Water Basin Association.

Resolution read, and unanimously adopted on motion of Senator Richards.

Senate Resolution No. 90
Relating to California Campers Week

WHEREAS, Our Nation now faces one of its greatest crises; and
WHEREAS, Our people may be called upon to manifest every possible form of heroism, fortitude, and endurance; and

WHEREAS, The future of our land rests upon the quality of our Nation's youth; and

WHEREAS, The rugged, pioneer virtues and qualities of our ancestors are principally taught in the public and private camps throughout the length and breadth of our great Nation giving our youth the capacity to endure, to live under pioneering conditions in the great out-of-doors; now, therefore, be it

Resolved by the Senate of the State of California, That this body recognizes and honors this great national movement within the borders of California by dedicating the first week in May of each year, as California Campers Week, wherein the State of California and all its communities shall observe such ceremonies as seen fitting and proper to the occasion; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to the presidents of the American Camping Association and the California Association of Private Camps.

Resolution read, and unanimously adopted on motion of Senator Dilworth.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 530—An act to add Section 28731.5 to the Public Utilities Code and to add Section 15676.5 to the Public Districts Code, relating to the board of directors of the San Francisco Bay Area Rapid Transit District.

Motion to Refer Bill to Inactive File

Senator Miller moved that Assembly Bill No. 530 be placed on the inactive file.

Motion carried.

Assembly Bill No. 176—An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Assembly Bill No. 176 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 551—An act to amend Section 24005 of the Government Code, relating to vacations of county employees.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAtter, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Thompson, and Williams—30.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 552—An act to amend Section 53205.1 of the Government Code, relating to premium payments by local agencies from public funds.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOTES—Senator Murdy—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 998—An act to amend Sections 17206, 17208, 17854, 18009, 18552, 18586, 18586.2, 18586.3, 18588, 18806, 19053, and 19062 of, to add Sections 17746, 18551.1, 18694, 18695, 19062.10, and 19498 to, and to repeal Section 18010 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Motion to Retain Place on File

Senator Cobey moved that Assembly Bill No. 998 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 286—An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 286 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 341—An act to add Section 851.5 to the Penal Code, relating to telephone calls by arrested persons.

Motion to Retain Place on File

Senator Dolwig moved that Assembly Bill No. 341 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 389—An act to amend Section 4184 of the Fish and Game Code, relating to bears.

Bill read third time, and presented by Senator Christensen.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Short, Slattery, Stiern, Teale, Thompson, and Williams—26.

NOTES—Senators Miller, Regan, and Richards—3.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 535—An act to add Section 13831.7 to the Education Code, and to add Section 13516.5 to the Education Code as proposed by Senate Bill No. 2, relating to the salaries of certificated employees of school districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 915—An act to amend Section 13061 of the Education Code, and Section 13302 of the Education Code as proposed by Senate Bill No. 2, relating to special lecturers.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 378—An act to add Section 7702.1 to the Fish and Game Code, relating to commercial fishing, and declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 996—An act to add Section 7214 to, and to repeal Section 7214 of, the Business and Professions Code, relating to guide dogs for the blind.

Bill read third time.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 889—An act to amend Section 5113 of the Vehicle Code and to add Section 29113 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the establishing of maximum speed limits by local authorities on streets with a grade in excess of 10 percent, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Ehlert, Farn, Fisher, Gieson, Grunsky, Helmdahl, Johnson, McBride, McConarty, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stern, Teale, Thompson, and Williams—33.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Ehlert, Farn, Fisher, Gieson, Grunsky, Helmdahl, Johnson, McBride, McConarty, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1033—An act to amend Section 3044 of, and to repeal Section 9481 of, the Elections Code, relating to municipal elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Ehlert, Farn, Fisher, Gieson, Grunsky, Helmdahl, Johnson, McBride, McConarty, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1202—An act to amend Section 25123 of the Government Code, and Section 1651 of the Elections Code, relating to effective date of county ordinances.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Ehlert, Farn, Fisher, Gieson, Grunsky, Helmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1645—An act to amend Section 943 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1646—An act to amend Section 960 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school district elections.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 824—An act to amend Section 8304 of the Fish and Game Code, relating to abalones.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1274—An act to amend Section 8222 of the Fish and Game Code, relating to salmon.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McBride, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1101—An act to add Chapter 14 (commencing at Section 21951) to Division 10 of the Education Code, and to add Chapter 4 (commencing at Section 30101) to Division 21 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to testing of students attending private secondary schools, and declaring the urgency thereof, to take effect immediately.

Motion to Re-refer Assembly Bill No. 1101

Senator McBride moved that Assembly Bill No. 1101 be re-referred to Committee on Finance.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senators Farr, Arnold, Beard, Brown, Burns, Cameron, Christensen, Cobey, Dilworth, Donnelly, Fisher, Gibson, Hollister, Holmdahl, McAteer, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Richards, Rodda, Shaw, Short, Slattery, Stiern and Teale:

Senate Resolution No. 97

Relative to Mary E. O'Keeffe

WHEREAS, The Senate has learned with regret that illness has forced Mary E. O'Keeffe to take temporary relief from her duties as senior Democratic leader of Riverside County; and

WHEREAS, Mary E. O'Keeffe has distinguished herself by half a century of devoted service to the cause of good government and particularly to the political party of her choice, having served six times as delegate to the Democratic National Convention and having served as a member of the Riverside County Democratic Central Committee and the State Democratic Central Committee; and

WHEREAS, Mary E. O'Keeffe is not only distinguished by her interest in public affairs but is also known as a person of devout religious faith; and

WHEREAS, Serving in her vocation as obstetrical nurse, she has rendered a devout and competent service to great numbers of residents in her neighborhood; and

WHEREAS, She has served as Deputy Registrar of Voters during a period of time wherein there have been added over 10,000 names to the election rolls of Riverside County; and

WHEREAS, In addition to all of which she has been noted for benevolence and charity and for her generous assistance to those in distress; now, therefore, be it

Resolved by the Senate of the State of California, That it congratulates Mary E. O'Keeffe upon her enviable record, commends her for her faithful service to the right as she sees the right and by this resolution desires to express its hope for her speedy and permanent recovery; and be it further

Resolved, That the Secretary of the Senate be and he is hereby directed to forward a suitably prepared copy of this resolution to Mary E. O'Keeffe.

Resolution read, and unanimously adopted on motion of Senator Farr.

ADJOURNMENT

At 12.43 p.m., on motion of Senator Burns, the President declared the Senate adjourned until 3 p.m., Monday, April 27, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-THIRD LEGISLATIVE DAY

EIGHTY-FIRST CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Monday, April 27, 1959

The Senate met at 3 p.m.

Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtcer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slatery, Stiern, Teale, Thompson, and Williams—39.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we have much for gratitude as we come together today. The lofty mountains have inspired us. We have received confidence and poise from the quiet strength of the hills. The roll of the sea has brought peace to tired minds and bodies. The rains have refreshed us, and today we are warmed by the goodness of the sunshine. We have had opportunity to think of the meaning of the confidence imposed in us by the people who sent us here; and now we pray for dedication to our work. AMEN.

PLEDGE OF ALLEGIANCE

Senator Farr led the Senate in pledging allegiance to the Flag.

LEAVES OF ABSENCE FOR THE DAY

The following Senator was granted leave of absence for the day:

Senator Shaw, on motion of Senator Stiern, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Robert F. Faith, teacher, Mrs. Mary Winter, Mrs. Roy McKinney, Mrs. Tito

Almeraz, Mrs. Billy Welch, and the following students of Wright Elementary School: Larry Adams, Frank Almeraz, James Amante, Perry Birky, Cecil Cameron, Daniel Deines, James Dilbeck, Robert Dougherty, Theodore Drew, David Erickson, Franklin Fink, Wayne Garrett, Harold Goodson, Robert Hawley, Johnnie Jackson, Michael Little, James Matheson, Robert Menne, Allen Miller, Garrett Nelligan, Patrick Nelligan, Robert Pelton, Frederick Perry, Thomas Roman, David Scott, Kenneth Spoon, Delbert Winter, Laurence Whipple, Donald Simms, Ella Baker, Lillian Beccera, Prissilla Bolen, Edith Davis, Connie Gonzales, Virginia Grossi, Diane Hareland, Linda Howlett, Patricia Lesky, Donna Long, Candace Lowe, Carol McKinney, Darlene Papola, Gloria Reeser, Alice Rothschild, Betty Sims, Anna Spears, Carol Stafford, Marsha Uchytel, Sharyn Wharton, Janice Wilson, Donna Woolsey, Sherrie Barker, and Connie McClintock.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Lee Remmers of San Juan Capistrano and Robert Heil of Santa Ana.

On request of Senator Berry, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Louis V. Nightingale, principal, John Bolger, eighth grade teacher, Mrs. Maurice Riley, Mrs. Theodore Sowerby, and the following students from Ione Elementary School: Andrew Bonham, Frederick Betz, Wayne Blasingame, Linus Brown, Jerry Cole, Wayne Heath, Lonnie Hendrix, Phillip Jones, Steven Morgan, William Norton, Jr., Donald Nye, Kenneth Onstead, Frank Pinon, Lauren Rampelburg, Edward Riley, Thomas Rogers, Leslie Throssel, Thomas Todd, Melvin White, David Woolsey, Peter Yager, Dolores Enos, Loretta Enos, Bernadette Garcia, Sharren Hotine, Vicki Hughes, Donna Inzerillo, Marya Montgomery, Pauline Pierovich, Aunnitta Robles, Janice Schwarz, Bernadette Sowerby, Frances Stark, Noma Jean Villa, and Marie Woolheater.

On request of Senator Williams, the privilege of the floor of the Senate Chamber for this day was unanimously extended to W. F. Jordan of Visalia, Louis Padula of Porterville, and Frank C. Ribeiro of Tulare.

On request of Senator McAtter, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. G. Currie, Suana District, California Congress PTA, supervisor, and the following members of the PTA: Mrs. Evelyn B. Ivanoff, Mrs. Wilma W. Stone, Mrs. Raymond Miller, Mrs. Arnold Piffero, Mrs. Josephine Wallace, Helen L. Streich, Mrs. A. Facio, Mrs. R. Kirkpatrick, Mrs. Carl Simas, Mrs. Iver Nelson, Revva Olson, Mrs. Joseph Gomes, Mrs. Aaron G. Scott, Mrs. Ova Elms, Mrs. Nicholas Shubin, Mrs. P. N. Bergerson, Mrs. H. B. Larson, Mrs. D. A. Swenson, Mrs. C. T. Steinhoff, Mrs. Merle A. Hewitt, Mrs. Fred O'Neill, Mrs. Melvin Erickson, Mrs. George S. Blum, Mrs. George V. Yocco, Mrs. H. R. Olivares, Mrs. H. Higgonbotham, Mrs. Calhoun Brown, Mrs. Henry Segale, Mrs. Henry Simmons, Mrs. Leona Robertson, Mrs. Theodore Clarke, Mrs. Augustin L. Santos, Mrs. L. J. LaRocca, Mrs. Peter DeMartini, Mrs. Lester Dussell, Mrs. Thomas Quock, Mrs. Eddy Tom, Mrs. L. M. Giorgi, Mrs. Hallet Meilicke, Mrs. Donald Orsow, Mrs. Arvid Linder, Mrs. T. B. Kingsley, Mrs. Helen Castaneda, Mrs. Vivian McCutcheon, Edra Maniscalco, Mrs.

Julia Kovaes, Mrs. Bessye T. Herd, Mrs. Edalee Cheatham, Mrs. William Menzies Jr., Mrs. H. M. Heinsen, Mrs. Arthur Krause, Mrs. R. B. Protto, Mrs. P. E. Shifs, Mrs. A. C. Houghton, Mrs. Eugene Sartor, Mrs. Leslie Elliott, Mrs. Jerome Schnell, Mrs. Calla Barnes, Mrs. Mildred Larson, Mrs. D. R. Quinby, Mrs. H. F. LeJeune, Mrs. Jimmie Lee Clark, Mrs. Eddie B. Carter, Mrs. Media Hudson, Mrs. Clayton Shader, Mrs. Elmo Tassano, Mrs. A. G. Wilhelm, Mrs. Ralph Carmody, Mrs. Kenneth Lavaasen, Mrs. John J. O'Neill, Mrs. S. Novello, Mrs. Philip Dawson, Mrs. James Sheldon, Maxine Holby, Mrs. Elmo Fama, Mrs. John Wikse, Mrs. I. Kachalsby, Mrs. Bea Hansen, Mrs. H. Kannengieser, Mrs. J. Valle, Mrs. C. Cappelletti, Mrs. C. Kaloger, Mrs. Lydia A. Wood, Mrs. Milton A. Links, Mrs. Ida M. Wilson, Mrs. Myra Saunders, Mrs. Howard Klotz, Mrs. Edward Nuhn, Mrs. Oliva Gonzalez, Mrs. Earle Brehaut, Mrs. Daisy L. Washington, Mrs. M. Raisner, and Mrs. R. Carroll.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Walter Weldon, Mrs. Merritt Gilbert, and the following students of Sierra Union Elementary School: Candy Griffin, Judy Hunter, Margaret Weldon, Patty Wilson, Kent Frisch, Craig Drummond, Barry Karger, John Rose, and Merritt Gilbert, Jr.

On request of Senator Cameron, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Rev. Robert E. Walker of Meadow Vista and James Iwig of Preston, Nebraska.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Ed Mitchell III of San Carlos.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Robert Press of Palm Springs.

On request of Senator Beard, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Floyd Shank of Brawley, who was a guest of the Senate on Friday, April 24, 1959.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mayor Jack Maltester, Vice Mayor Valance Gill, and Robert S. Reed, all of San Leandro, who were guests of the Senate on Friday, April 24, 1959. Also, Sister Ann Louise, Sister Marie Robert, and the following students of Notre Dame High School: Jane Alexieff, Mary Amrhein, Lupe Armijo, Judy Ambrosi, Shirley Bettencourt, Amelia Bonivert, Mary Rose Borello, Helen Buffone, Martha Callaghan, Marilyn Canevaro, Mary Louise Chavez, Carol Clark, Catherine Clark, Catherine Cummings, Darlene De Bernardi, Jeanne DeLaurier, Rose DeLuna, Lynn Dunlap, Sue Elstone, Corinne Fischer, Eileen Fitzmaurice, Joyce Ghiglione, Carol Goff, Anita Gramma, Wilma Guess, Frances Hinsvark, Kristin Hyde, Sandra Immethu, Cairn Zipf, Sharon Johnson, Carolyn Jones, Alicia Kitterman, Susan LaBourdette, Maria Lackner, Anne Locke, Maria Lopez, Anita McConologue, Jannette McDonald, Isabel Madrid, Celia Martin, Patricia Martin, Linda Meyer, Sara Nunez, Barbara Ornellas, Ann Prueitt, Esmeralda Rodriguez, Jean Stoner,

Michaelle Suazo, LaVonne Sutton, Barbara Vierra, Sheila Vineys, and Everilda Weisenberger.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Evelyn Beigum, Mrs. Kenneth Bailey, Mr. Guy Helmke, Mrs. Geneve Geer, and the following students of John Muir School: Barry Armstrong, John Aviani, Marie-Lou Ballantine, Anne Babington, Pamela Baikie, Anthony Bruce, Hamp Bynum, Stephen Barsotti, Thomas Calkins, Margaret Finlayson, Danny Donovan, Dan Gilbertson, Allen Goetsch, Grant Gordon, Carol Griffith, Kathryn Grubler, John Jahn, Rodger Johnson, Ronald Kelly, Betsy Kimball, Walter Kolasa, Deborah Kramer, Judith Livingston, Kathleen Lyon, Nancy McGaffrey, Mary-Ford M. Clave, Marcia Morgan, Celia Anne Morken, Barbara Noyes, Michael Oakes, Theresa Pedemonte, Hava Rapoport, "Clancy" Staats, Karen Taylor, Lynne Scalapino, Deborah Thomsen, Cynthia Bailey, David Bruce Beck, Christine Marie Bridwell, Robert J. Daugherty, Paul Daurup, Robert P. Farris Jr., Elizabeth Hing, Ernest Eugene Holappa, Kaye Lynn Hughes, James P. Jarvis, Donald William Jones, Ted Yoshito Kawanoto, Layne Lemke, Kathryn Ann Linwood, Richard McKinney, Wendy McMerran, Johanna Monteban, Evelyn Neufeld, Paul Polym, Andree Marie Pothier, Joan Marie Potter, Rosemary Adie Rawis, Mark Timothy Shebring, James Stuart Sowell, Mary Ann Stanley, Laura Elizabeth Turner, Kenneth Richard Wahl, Mary Virginia Williams, Teresa Lorena Hart, Philip Warner, and Elizabeth Hanknecht. Also, Pete Taylor, Rollin Carroia, Loy Bryans, Paul Chow, and Carl Harris, of Oakland; and Irene Harris of El Segundo.

On request of Senator Rodda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Henry Blase, Mrs. Howard Diehman, Mrs. James Hutchison, Mrs. W. Newhall, Mrs. Ralph Sorrick, Mrs. W. Zimdars, and the following students of Faith Lutheran School: Sharon Ahrens, David Blase, Donald Fredell, David Gohms, William Peterson, Walter Rockman, Janis Zimdars, Scott Baker, Michael Blase, Dean Craig, Rodney DeBoer, Lisa Gihmes, Marlo Hansen, Robert Herrmann, Patricia Hutchison, Geraldine Norris, Patricia Pasch, Terry Scott, James Serdelet, Melva Steinke, Curtis Chabier, Marilyn Dishan, Eldon Holck, Lawrence Holck, Joelle Howard, Gerhard Kalesel, Martin Miles, William Newhall, Kathleen Rein-king, Mary Saunders, Lawrence Solkowsky, Michael Serdelet, Sanna Sorrick, and James Strazzarino.

On request of Senator Thompson, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Mountain View High School: Helen Albright, Ernie Anderson, Phyllis Anderson, Karl Angler, Cathy Bailey, Marvin Barlett, Roger Bergford, Bob Betters, Laura Blasquez, Bobby Bohn, Alice Brady, Eugene Chan, Hank Chapman, Terry Cliono, Edna Daugherty, Margaret D-Born, Ronnie and Gerald Dempsey, Deanna Dodd, James Domingo, Elaine Domonick, Warren Duke, Lynne Dykes, Judy Ebere, JoEllen Ferguson, Don Flaumming, Larry Frizzell, Mary Gilbert, Verna Goodlet, Barbara Grant, John Green, Dick Hartman, Les Hedquist, Joyce Hoshida, Pat Houston, Allan Huber, Marty Ishikara, Leona Judson, Zena Karelina, Ali Kutlu, Linda Luffy, Kay Machado, Roger Malatacca, Suzanne Malm, Gale McCormack, Cathy Melior,

Paulette Miller, Lee Mullen, Al Nava, Audrey Nishimoto, Marilyn Pihl, Kathy Poncini, Ann Reed, Brenda Reed, Sara Robida, Alice Salazar, Ampara Sanchez, Henry Sandigo, Bob Siegel, King Smith, John Spicer, Donna Sween, Calvin Teague, Manfred Theierl, Keith Turner, Alice Vanni, Elaine Wada, Gary Walraven, Ron Wayne, Jim Way, Gunter Werner, and Ben Ybarra.

On request of Senator Donnelly, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Woel H. Eusezi, Emanuel C. Galas, James W. Ensign, Jr., Robert S. Boland, L. W. Crabtree, Norman L. Anderson, Ernest Gerish, and Lawrence De Forest, all of Modesto.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. David Wosk and Mrs. Elizabeth Claypool of Los Angeles; Mrs. Audrey Cress and Jean Baker of Huntington Park; and A. E. Stockberger, D'Arcy Quinn and Earl D. Murphy of Alhambra.

On request of Senators Fisher and Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Harry Handlery and Carleton Lichty of San Diego.

On request of Senator McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. Paul Handlery of San Francisco.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 258

Assembly Bill No. 917

Assembly Bill No. 999

Assembly Bill No. 1030

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 74

Assembly Bill No. 211

Assembly Bill No. 1192

Assembly Bill No. 288

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY, CALIFORNIA LEGISLATURE
April 24, 1959

*Hon. J. A. Beck, Secretary of the Senate
State Capitol, Sacramento*

DEAR MR. BECK: The Assembly is returning herewith Assembly Bill No. 1394 to the Senate for further consideration, pursuant to your request for return of this bill.

Yours very truly,

ARTHUR A. OHNIMUS

MOTION TO RESCIND

Senator Teale moved that the Senate rescind the vote whereby Assembly Bill No. 1394 was passed on April 23, 1959.

The roll was called, and the motion to rescind was carried by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McBride, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, and Thompson—31.

NOES—None.

FURTHER CONSIDERATION OF ASSEMBLY BILL NO. 1394

Assembly Bill No. 1394—An act to amend Section 4500 of the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Assembly Bill No. 1394 ordered to the third reading file.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Senate Concurrent Resolution No. 50

Senate Concurrent Resolution No. 51

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

Above resolutions ordered enrolled.

ASSEMBLY CHAMBER, April 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 266

Senate Bill No. 428

Senate Bill No. 493

Senate Bill No. 681

Senate Bill No. 689

Senate Bill No. 713

Senate Bill No. 690

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly amended, and on this day passed, as amended:

Senate Bill No. 132

Senate Bill No. 177

And respectfully requests your honorable body to concur in said amendments.

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

Above bills ordered to unfinished business file.

ASSEMBLY CHAMBER, April 23, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 111

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolution was read:

Assembly Concurrent Resolution No. 111—Relative to the passing of E. D. Coblentz.

Request for Unanimous Consent

Senator McAteer asked for, and was granted, unanimous consent to take up Assembly Concurrent Resolution No. 111, at this time, for consideration.

CONSIDERATION OF ASSEMBLY CONCURRENT RESOLUTION NO. 111

Assembly Concurrent Resolution No. 111—Relative to the passing of E. D. Coblentz.

Resolution read, and presented by Senator McAteer.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cohey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Eckart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murphy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Resolution ordered transmitted to the Assembly.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Concurrent Resolution No. 107

Assembly Joint Resolution No. 32

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following resolutions were read:

Assembly Concurrent Resolution No. 107—Relating to the preparation of the Summary Digest.

Referred to Committee on Rules.

Assembly Joint Resolution No. 32—Relative to ratifying the Fourteenth Amendment to the Constitution of the United States.

Referred to Committee on Rules.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 27, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 203

Assembly Bill No. 1173

Assembly Bill No. 1176

Assembly Bill No. 1505

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 203—An act to amend Section 23789 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1173—An act to amend Sections 19485, 19485.1, 19597 and 19620.1, and to repeal Section 19627.1, of the Business and Professions Code, relating to revenue derived from horse racing, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1176—An act to amend Sections 13406, 13407, 15207 and 15208, and to repeal Section 13989, of the Revenue and Taxation Code, relating to inheritance and gift taxation, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1505—An act to amend Sections 370 and 370.1 of the Elections Code, relating to indexes of voter registrations.

Referred to Committee on Elections.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 2002

Assembly Bill No. 433

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 433—An act to repeal Section 327 of the Unemployment Insurance Code, relating to unemployment insurance.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2002—An act to amend Sections 5780.1, 5780.13, 5780.16, 5781.3, 5781.4, 5781.6, 5781.13, 5781.14, 5782.5, 5784.5, 5785.4, and 5787 of, to amend and renumber Sections 5781.9, 5781.10, 5781.11, 5781.12, 5781.15, 5781.16, 5781.17, 5781.18, 5781.19, and 5787.3 of, to repeal Section 5784.22 of, and to add Sections 5782.21, 5784.22, and 5787.01 to, the Public Resources Code, relating to recreation and park districts.

Referred to Committee on Local Government.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 131
Assembly Bill No. 317
Assembly Bill No. 375
Assembly Bill No. 471
Assembly Bill No. 719
Assembly Bill No. 871
Assembly Bill No. 946
Assembly Bill No. 970
Assembly Bill No. 990
Assembly Bill No. 1007
Assembly Bill No. 1081
Assembly Bill No. 1104
Assembly Bill No. 1130
Assembly Bill No. 1144
Assembly Bill No. 1205
Assembly Bill No. 1222
Assembly Bill No. 1342
Assembly Bill No. 1397
Assembly Bill No. 1401
Assembly Bill No. 1425
Assembly Bill No. 1455

Assembly Bill No. 1459
Assembly Bill No. 1487
Assembly Bill No. 1488
Assembly Bill No. 1545
Assembly Bill No. 1546
Assembly Bill No. 1564
Assembly Bill No. 1620
Assembly Bill No. 1636
Assembly Bill No. 1684
Assembly Bill No. 1691
Assembly Bill No. 1694
Assembly Bill No. 1712
Assembly Bill No. 1718
Assembly Bill No. 1726
Assembly Bill No. 1730
Assembly Bill No. 1754
Assembly Bill No. 1802
Assembly Bill No. 1848
Assembly Bill No. 1908
Assembly Bill No. 1916

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By PATRICK R. MURPHY, Chief Assistant Clerk

ASSEMBLY CHAMBER, April 24, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1981
 Assembly Bill No. 1983
 Assembly Bill No. 1988
 Assembly Bill No. 1998
 Assembly Bill No. 2008
 Assembly Bill No. 2013
 Assembly Bill No. 2014
 Assembly Bill No. 2015
 Assembly Bill No. 2020
 Assembly Bill No. 2049
 Assembly Bill No. 2050

Assembly Bill No. 2051
 Assembly Bill No. 2072
 Assembly Bill No. 2081
 Assembly Bill No. 2082
 Assembly Bill No. 2101
 Assembly Bill No. 2105
 Assembly Bill No. 2137
 Assembly Bill No. 2140
 Assembly Bill No. 2152
 Assembly Bill No. 2156
 Assembly Bill No. 2157

ARTHUR A. O'HINIMUS, Chief Clerk of the Assembly
 By PATRICK R. MURPHY, Chief Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 131—An act to repeal Section 72053 of, and to add Section 72053 to, the Government Code, relating to expenses of clerks, deputy clerks, commissioners and court reporters of municipal courts.

Referred to Committee on Local Government.

Assembly Bill No. 317—An act to add Section 1773.1 to the Labor Code, relating to per diem wages.

Referred to Committee on Labor.

Assembly Bill No. 375—An act to validate certain actions relating to the annexation of property to cities and to the zoning of such property, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Local Government.

Assembly Bill No. 471—An act to amend Section 7058 of the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Assembly Bill No. 719—An act to add Section 1816 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the reporting of traffic violations committed by minors.

Referred to Committee on Transportation.

Assembly Bill No. 871—An act to amend Section 2350 of the Health and Safety Code, relating to mosquito abatement districts.

Referred to Committee on Local Government.

Assembly Bill No. 946—An act to amend Section 3302.5 of the Welfare and Institutions Code, relating to qualifications of managers of the California Industries for the Blind.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 970—An act to amend Section 1765 of the Insurance Code as amended by Chapter 4 of the Statutes of 1959 and to add Section 1765.1 to the Insurance Code, relating to qualifications for surplus line brokers and special lines surplus line brokers.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 990--An act to add Sections 23661.5 and 23661.6 to the Business and Professions Code, and to add Section 32110 to the Revenue and Taxation Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1007--An act to repeal Sections 9142 and 9143 of the Education Code and Sections 6210 and 6211 of the Education Code as enacted by the Legislature at its 1959 Regular Session, and to add Article 8 (commencing at Section 3366) to Chapter 2, Part 1, Division 5 of the Welfare and Institutions Code, relating to opportunity work centers for the blind, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1081--An act to add Article 11.5 (commencing at Section 9171) to Chapter 7 of Division 4 of the Education Code, and to add Chapter 5 (commencing at Section 551) to Division 2 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to the acceptance of the provisions and benefits of the "National Defense Education Act of 1958," approved September 2, 1958 and declaring the urgency thereof, to take effect immediately.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1104--An act to amend Section 3447 of the Welfare and Institutions Code, relating to reader funds and educational scholarships awarded to potentially self-supporting blind persons.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1130--An act to amend Section 4127 of the Agricultural Code, relating to unfair practices.

Referred to Committee on Agriculture.

Assembly Bill No. 1144--An act to add Article 3 (commencing at Section 35050) to Chapter 1 of Part 4 of Division 13 of the Water Code, relating to elections in California water districts.

Referred to Committee on Local Government.

Assembly Bill No. 1205--An act to amend Section 1107 of the Code of Civil Procedure, relating to prerogative writs.

Referred to Committee on Judiciary.

Assembly Bill No. 1222--An act to add Chapter 3.5 (commencing at Section 6450) to Part 11 of Division 1 of Title 1 of the Corporations Code, relating to foreign corporations.

Referred to Committee on Judiciary.

Assembly Bill No. 1342--An act to amend Section 172a of the Penal Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1397--An act to add Sections 69957, 69958, 69959, 72196, 72197, and 72198 to the Government Code, relating to official reporters of the superior court.

Referred to Committee on Judiciary.

Assembly Bill No. 1401—An act to add Sections 43401 and 43648.1 to, and to amend Section 43652.1 of the Government Code, relating to limited obligation bonds and the deposit and use of sales and use tax funds, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1425—An act to add Section 13292.5 to the Government Code, relating to the mishandling of state funds.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1455—An act to add Section 5906.5 to the Elections Code, relating to absent voters.

Referred to Committee on Elections.

Assembly Bill No. 1459—An act to add Section 24311.1 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to resignations of state college employees.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1487—An act to add Section 9561 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session and to add Section 10857 to the Revenue and Taxation Code, relating to vehicle registration and license penalty fees.

Referred to Committee on Transportation.

Assembly Bill No. 1488—An act to amend Section 18001 of, and to add Section 18001.1 to, the Health and Safety Code, relating to vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1545—An act to amend Sections 194, 194.1 and 194.2 of the Streets and Highways Code and Section 11005 of the Revenue and Taxation Code, relating to municipal population determinations.

Referred to Committee on Transportation.

Assembly Bill No. 1546—An act to amend Sections 36936.1, 51508 and 51511 of the Government Code, relating to city ordinances and resolutions fixing the amount of revenue to be raised by taxation.

Referred to Committee on Local Government.

Assembly Bill No. 1564—An act to amend Section 603 of the Vehicle Code, and to amend Section 21113 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to the penalty for unauthorized stopping of vehicles on municipal or educational property.

Referred to Committee on Transportation.

Assembly Bill No. 1620—An act to amend Section 25103 of the Government Code, relating to signing resolutions, ordinances and records of board of supervisors.

Referred to Committee on Local Government.

Assembly Bill No. 1636—An act to repeal Article 2 (commencing at Section 525) of Chapter 1 of Division 2 of the Business and Professions Code, relating to State Medical Library.

Referred to Committee on Business and Professions.

Assembly Bill No. 1684—An act to amend Section 16½ of the Los Angeles County Flood Control Act (Chapter 755, Statutes of 1915), relating to the condemnation of property by the Los Angeles County Flood Control District.

Referred to Committee on Water Resources.

Assembly Bill No. 1691—An act to amend Sections 1, 2, 3.2, 3.4, 4.1, 4.11, 5, 5.1, 7.1, 10, 13, 14, 14.1, 15, 16, and 17 of, to amend and renumber Sections 5.3, 14.3, 30, 32, 33, 34, 35, 36, 37, and 38 of, to add Sections 4.12 and 4.13 to, and to repeal Sections 5.4, 5.5, 5.6, 5.7, 13.1, 14.2, 15.1, 15.2, 15.3, 15.4, 18, 19, 19.1, 19.2, 19.3, 19.4, 19.5, 19.6, 19.7, 19.8, 19.9, 19.10, 19.11, 19.13, 19.14, 19.15, 19.16, 19.17, 19.18, 19.19, 19.20, 19.21, 20, 20.1, 20.2, 20.3, 20.4, 20.5, 20.6, 20.7, 20.8, 21, 21.1, 22, 23, 24, 25, 26, 27, 28 and 29 of the Placer County Water Agency Act (Chapter 1234, Statutes of 1957), relating to the Placer County Water Agency, declaring the urgency thereof, to take effect immediately.

Referred to Committee on Water Resources.

Assembly Bill No. 1694—An act to amend Section 11200 of the Health and Safety Code, relating to exempt narcotics.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1712—An act to amend Section 22400 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to minimum speeds for vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1718—An act to amend Section 11713 of, and to add Sections 11718, 11719, 11720, and 11721 to, the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the licensing and regulation of manufacturers, transporters, and dealers of vehicles.

Referred to Committee on Transportation.

Assembly Bill No. 1726—An act to amend Section 26108 of the Government Code, relating to compensation and traveling expenses of the members of a county board of trade or county chamber of commerce.

Referred to Committee on Local Government.

Assembly Bill No. 1730—An act to amend Section 4156 of, and add Section 4164 to, the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to temporary vehicle permits and license plates.

Referred to Committee on Transportation.

Assembly Bill No. 1754—An act to amend Section 16657 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to board of recreation commissioners and providing compensation and traveling expenses of members thereof.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1802—An act to add Section 1633.5 to the Insurance Code, relating to insurance licensing.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 1848—An act to amend Sections 11102, 11104, 11105, 11106, 11107 and 11110 of the Vehicle Code as enacted by the Legislature at its 1959 Regular Session, relating to driving schools and instructors and licenses issued in connection therewith.

Referred to Committee on Transportation.

Assembly Bill No. 1908—An act to add Chapter 10 (commencing at Section 25900) to Division 20 of, and to amend Sections 26244, 26247, 26254, and 26255 of the Health and Safety Code, to amend Section 1064 of the Agricultural Code, and to amend Sections 4168 and 4171 of the Business and Professions Code, relating to labeling of containers of dangerous drugs, poisons, and other hazardous substances.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 1916—An act to add Section 25210.78i to the Governmental Code, relating to county service areas.

Referred to Committee on Revenue and Taxation.

Assembly Bill No. 1981—An act to amend Sections 7201 and 7210 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to school libraries affiliating with county libraries.

Referred to Committee on Education.

Assembly Bill No. 1983—An act to add Section 27000 to Article 1, of Chapter 1, of Division 20, of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to public libraries.

Referred to Committee on Education.

Assembly Bill No. 1988—An act to add Section 27271 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to county free libraries.

Referred to Committee on Education.

Assembly Bill No. 1998—An act to add Section 25366.5 to the Government Code, relating to disposition of assets of special districts upon dissolution.

Referred to Committee on Local Government.

Assembly Bill No. 2008—An act to add Section 21804.1 to the Education Code as enacted at the 1959 Regular Session, relating to school district bonding capacity.

Referred to Committee on Education.

Assembly Bill No. 2013—An act to amend Section 103.3 of the Welfare and Institutions Code relating to public assistance payments.
Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2014—An act to amend Section 2142.5 of the Welfare and Institutions Code, relating to medical needs of old age assistance recipients.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2015—An act to amend Section 2018 of the Welfare and Institutions Code, relating to recipients of old age assistance.
Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2020—An act to amend Section 488.5 of the Vehicle Code, and to amend Section 20014 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to the use of vehicle accident reports.

Referred to Committee on Transportation.

Assembly Bill No. 2049—An act to add Article 3 (commencing at Section 4170) to Chapter 3 of Division 7 of the Harbors and Navigation Code, relating to the development, improvement or maintenance of ports, harbors, and tidelands by counties.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2050—An act to add Section 12.2 to the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes 1949), relating to the Sonoma County Flood Control and Water Conservation District.

Referred to Committee on Local Government.

Assembly Bill No. 2051—An act to amend Sections 9, 10, 13.1, 13.4, and 13.5 of, and to add Sections 3.6 and 13.15 to, the Sonoma County Flood Control and Water Conservation District Act (Chapter 994, Statutes 1949), relating to the Sonoma County Flood Control and Water Conservation District.

Referred to Committee on Local Government.

Assembly Bill No. 2072—An act to amend Sections 603 and 604 of the Welfare and Institutions Code, relating to probation committees.

Referred to Committee on Judiciary.

Assembly Bill No. 2081—An act to amend Section 21756 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to passing trolley coaches.

Referred to Committee on Transportation.

Assembly Bill No. 2082—An act to amend Section 21804 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to entering highways.

Referred to Committee on Transportation.

Assembly Bill No. 2101—An act to add Section 14699 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to district retirement salary plans.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2105—An act to amend Section 25259 of the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to lights.

Referred to Committee on Transportation.

Assembly Bill No. 2137—An act to amend Section 9256 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to prohibited acts of public school employees.

Referred to Committee on Local Government.

Assembly Bill No. 2140—An act to add Section 15008 to the Education Code, as enacted at the 1959 Regular Session, relating to school site acquisitions.

Referred to Committee on Education.

Assembly Bill No. 2152—An act to amend Section 7172 of the Financial Code, relating to loans by savings and loan associations.

Referred to Committee on Insurance and Financial Institutions.

Assembly Bill No. 2156—An act to amend Section 22100 of the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to the turning of vehicles at intersections.

Referred to Committee on Transportation.

Assembly Bill No. 2157—An act to amend Section 5354 of the Vehicle Code, as enacted by the Legislature at the 1959 Regular Session, relating to the registration of trailer coaches.

Referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 104—An act to amend Sections 5001, 5002, 5003, 5009, 5100, and 5102 of, and to amend and renumber Sections 5015, 5016, 5017, 5018, 5018.5, 5019, 5020, 5020.5, 5021, 5022, 5030, 5031, 5032, 5033, 5033.5, 5034, 5050, 5051, 5052, 5053, 5054, 5060, 5061, 5062, 5063, 5063.5, 5064, 5065, 5066, 5080, 5080.5, 5081, 5083, 5090, 5091, 5092, 5093, 5094, 5095, 5096, 5097, 5098, 5104, 5105, 5106, 5107, 5108, 5115, 5116, 5117, 5130, 5131, 5132, and 5133 of, and to add Sections 5031, 5032, 5033, 5034, 5035, 5053, 5054, 5073, 5075, 5076, 5077, 5084, and 5088 to, and the titles of Article 2 (commencing at Section 5030), Article 3 (commencing at Section 5050), Article 4 (commencing at Section 5070), Article 5 (commencing at Section 5080), Article 6 (commencing at Section 5100), Article 7 (commencing at Section 5120), and Article 8 (commencing at Section 5130), to Chapter 1 of Division 3 of, and to repeal Sections 5082, 5082.5, and 5082.6 of, and the titles of Article 2 (commencing at Section 5015), Article 3 (commencing at Section 5030), Article 4 (commencing at Section 5050), Article 5 (commencing at Section 5060), Article 6 (commencing at Section 5080), Article 7 (commencing at Section 5090), Article 8 (commencing at Section 5100), Article 9 (commencing at Section 5115), Article 10, (commencing at Section 5130) of Chapter 1 of Division 3 of, the Business and Professions Code, relating to accountants;

And reports that the same has been correctly enrolled, and presented to the Governor on the twenty-seventh day of April, 1959, at 3 p.m.

BURNS, Chairman

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 304
 Senate Bill No. 398
 Senate Bill No. 534
 Senate Bill No. 536
 Senate Bill No. 572

Senate Bill No. 631
 Senate Bill No. 655
 Senate Bill No. 708
 Senate Bill No. 1024

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 711
 Senate Bill No. 890

And reports the same correctly re-engrossed.

BURNS, Chairman

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 577
 Senate Bill No. 629
 Senate Bill No. 630
 Senate Bill No. 632

Senate Bill No. 633
 Senate Bill No. 669
 Senate Bill No. 835

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 993

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Concurrent Resolution No. 58

And reports the same correctly engrossed.

BURNS, Chairman

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 1007

And reports the same correctly engrossed.

BURNS, Chairman

Committee on Water Resources

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Water Resources, to which was referred:

Assembly Bill No. 1045

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended, and to Consent Calendar.

WILLIAMS, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 4
 Senate Bill No. 106
 Senate Bill No. 306
 Senate Bill No. 470
 Senate Bill No. 471

Senate Bill No. 472
 Senate Bill No. 473
 Senate Bill No. 988
 Assembly Bill No. 1593

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 958

Senate Bill No. 960

Senate Bill No. 962

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 24, 1959

MR. PRESIDENT: The Committee on Water Resources, to which were referred:

Senate Bill No. 871

Senate Bill No. 873

Senate Bill No. 889

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

WILLIAMS, Chairman

Above reported bills ordered to second reading.

Committee on Revenue and Taxation

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Assembly Bill No. 1687

Assembly Joint Resolution No. 24

Has had the same under consideration, and reports the same back with the recommendation: Do pass (Be adopted) and be placed on the Consent Calendar.

DILWORTH, Chairman

Above reported bill ordered to second reading.

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Revenue and Taxation, to which were referred:

Senate Bill No. 801

Assembly Bill No. 1041

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

DILWORTH, Chairman

Above reported bills ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which were referred:

Senate Bill No. 376

Senate Bill No. 884

Senate Bill No. 920

Senate Bill No. 925

Senate Bill No. 926

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

REGAN, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Assembly Constitutional Amendment No. 5

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and be adopted as amended.

REGAN, Chairman

Above reported resolution ordered to second reading.

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 739

Has had the same under consideration, and reports the same back with the recommendation: Do pass and be placed on the Consent Calendar.

REGAN, Chairman

Above reported bill ordered to second reading.

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 745

Has had the same under consideration, and reports the same back with the recommendation: Be re-referred to Committee on Rules for assignment to an appropriate interim committee (suggested to be Judiciary).

Committee membership 15.

REGAN, Chairman

Above reported bill re-referred to Committee on Rules.

Committee on Fish and Game

SENATE CHAMBER, April 21, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which was referred:

Senate Bill No. 423

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bill ordered to second reading.

Committee on Agriculture

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Assembly Bill No. 583

Assembly Bill No. 734

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

BYRNE, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Agriculture, to which were referred:

Senate Resolution No. 63

Senate Resolution No. 84

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

BYRNE, Chairman

Above reported resolutions ordered to third reading.

Committee on Public Health and Safety

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Public Health and Safety, to which was referred:

Senate Bill No. 338

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

THOMPSON, Chairman

MOTION TO AMEND SENATE BILL NO. 338

Senator Burns moved that Senate Bill No. 338 be amended and re-referred to Committee on Public Health and Safety.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 338 An act to amend Section 26470 of, and to add Sections 26465, 26466, and 26542.1 to, the Health and Safety Code, relating to foods, declaring the urgency thereof, to take effect immediately

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, in lines 17 and 18, strike out "prior to the enactment of this section at the 1959 Regular Session of the Legislature".

Amendment No. 2

On page 2, line 20, after "Code," strike out "or".

Amendment No. 3

On page 2, line 22, after "Code", strike out the period and insert a comma and add "or Chapter 2 (commencing at Section 450) of Division 4 of the Agricultural Code, or Article 1 (commencing at Section 450) of Chapter 3 of Division 4 of the Agricultural Code, or Chapter 6 (commencing at Section 560) of Division 4 of the Agricultural Code, or Chapter 7a (commencing at Section 1081) of Division 5 of the Agricultural Code."

Amendment No. 4

On page 2, line 24, strike out "Section 26465", and insert "this chapter".

Amendment No. 5

On page 2, after line 26, insert

"The term "pesticide chemical" means any economic poison as defined in Section 1061 of the Agricultural Code.

The term "raw agricultural commodity" means any food in its raw or natural state, including all fruits that are washed, colored or otherwise treated in their unpeeled, natural form prior to marketing."

Amendment No. 6

On page 3, line 15, after "used", insert "All rules and regulations promulgated pursuant to this chapter shall not in any instance require a higher standard than the standards required by the Federal Food, Drug and Cosmetic Act (52 Stat. 1040) and the rules and regulations currently promulgated by the United States Department of Health, Education and Welfare, Food and Drug Administration, and subtitle E, Chapter 51, United States Internal Revenue Code of 1954 and the United States Internal Revenue Service, Alcohol and Tobacco Tax Division, as amended."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Public Health and Safety.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Senate Bill No. 515

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND SENATE BILL NO. 515

Senator Teale moved that Senate Bill No. 515 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 515—An act to add Sections 2020.003, 3084.05, and 4604.5 to, and to repeal Section 4576 of, the Welfare and Institutions Code, relating to medical services to public assistance recipients.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendments:

Amendment No. 1

On page 2, line 13, of the printed bill, as amended in Senate April 16, 1959, after the period, insert "In computing the rate of payment any bill for service rendered to the recipient during the month the sample is taken shall be excluded if the amount of grant available is not sufficient to defray in full the amount of such bill."

Amendment No. 2

On page 2, line 47, after the period, insert "In computing the rate of payment any bill for service rendered to the recipient during the month the sample is taken shall be excluded if the amount of grant available is not sufficient to defray in full the amount of such bill."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Business and Professions**

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Business and Professions, to which was referred:

Senate Bill No. 932

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

MOTION TO AMEND SENATE BILL NO. 932

Senator Burns moved that Senate Bill No. 932 be amended and re-referred to Committee on Business and Professions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 932—An act to add Section 1863.5 to the Civil Code, relating to charges by hotels, motels, and similar establishments.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "add Section 1863.5 to the Civil Code", and insert "amend Sections 17563, 17564, 17565, and 17568 of the Business and Professions Code".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 17563 of the Business and Professions Code is amended to read:

17563. This article shall apply to operators and owners of motor hotels, motels, motor courts, and like establishments, and to such establishments.

SEC. 2. Section 17564 of said code is amended to read:

17564. It shall be unlawful for any owner or operator of any establishment within the scope of this article, located within the State of California, to post or maintain posted on any outdoor or indoor advertising sign pertaining to such establishment, any rates for accommodations in such establishment unless the sign shall have posted thereon [both the minimum and maximum room,] *the rates charged for all rooms, or other rental [unit rates for] beds or accommodations offered for rental, the number of rooms or other rental units offered for rental at each rate, and the number of persons accommodated at the rate posted.* All posted rates and descriptive data required by this article shall be in type and material of the same size and prominence as the foregoing data. This section shall not be held to be complied with by signs stating the rate per person or bearing the legend "and up."

SEC. 3. Section 17565 of said code is amended to read:

17565. It shall be unlawful for any owner or operator of any establishment within the scope of this article to post or maintain posted on outdoor or outside advertising signs rates for accommodations in any such establishment unless there shall be [available in any such establishment when vacant accommodations for immediate occupancy to meet the posted rates on such advertising signs] *posted prominently and conspicuously in the area where guest are accurately registered, a list of all rooms or other rental units offered for rental by such establishment, and the rates charged for each room when occupied by one person or two persons, and the rate charged for each additional occupant.*

SEC. 4. Section 17568 of said code is amended to read:

17568. Any person violating the provisions of this article is guilty of a misdemeanor and upon conviction thereof shall be punished by a fine not exceeding three hundred dollars (\$300), *[of not less than one hundred dollars (\$100) nor more than five hundred dollars (\$500)]* or by imprisonment *[of not exceeding] less than 10 days nor more than six months, or both such fine and imprisonment.*

Amendment No. 3

On page 1, strike out lines 2 through 19, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Business and Professions.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which was referred:

Senate Bill No. 364

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 364

Senator McBride moved that Senate Bill No. 364 be amended and re-referred to Committee on Government Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 364—An act to amend Section 68542 of the Government Code, relating to expenses of judges.

Bill read second time.

Motion to Amend

Senator McBride moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 7, of the printed bill, strike out "The", and insert "If the judge is out of the county overnight or longer, the".

Amendment No. 2

On page 1, line 8, strike out "an", and insert "a per diem".

Amendment No. 3

On page 1, lines 9 and 10, strike out ". The amounts payable under this section shall be", and insert "in".

Amendment No. 4

On page 1, line 10, strike out "as the"

Amendment No. 5

On page 1, line 10, after "amounts", insert "as are".

Amendment No. 6

On page 1, line 12, after the period, insert "If the judge is not out of the county, in which he regularly sits, overnight, he shall be reimbursed by the county to which he is assigned for his board in the amount of his actual expenditures therefor and he shall not be entitled to an allowance for lodging."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which were referred:

Senate Bill No. 424

Senate Bill No. 778

Assembly Bill No. 627

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 424

Senator Collier moved that Senate Bill No. 424 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 424—An act to amend Sections 658 and 660 of the Civil Code, relating to the definitions of real and personal property.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 24, 1959, strike out "Sections 658 and 660", and insert "Section 3440".

Amendment No. 2

In line 2 of the title, strike out "the definitions of real and personal property", and insert "standing timber or timber rights".

Amendment No. 3

On page 1, line 1, strike out "658", and insert "3440".

Amendment No. 4

On page 1, strike out line 2, and insert
"read:

3440. Every transfer of personal property and every lien on personal property made by a person having at the time the possession or control of the property, and not accompanied by an immediate delivery followed by an actual and continued change of possession of the things transferred, is conclusively presumed fraudulent and void as against the transferor's creditors while he remains in possession and the successors in interest of those creditors, and as against any person on whom

the transferor's estate devolves in trust for the benefit of others than the transferor and as against purchasers or encumbrancers in good faith subsequent to the transfer. This section shall not apply to any of the following:

- (a) Things in action.
- (b) Ships or cargoes at sea or in a foreign port.
- (c) Mortgages allowed by law, and contracts of bottomry or respondentia.
- (d) Wines or brandies in the wineries, distilleries, or wine cellars of the makers or owners of the wines or brandies, or other persons having possession, care, and control of the wines or brandies, and the pipes, casks, and tanks in which the wines or brandies are contained, if the transfers are made in writing and executed and acknowledged in the same form as provided for chattel mortgages, and if the transfers are recorded in the book of official records in the office of the county recorder of the county in which the wines, brandies, pipes, casks, and tanks are situated.
- (e) The transfer, or assignment, statutory or otherwise, made for the benefit of creditors generally or by any assignee acting under an assignment for the benefit of creditors generally, or to any mortgage or chattel mortgage made for the benefit of creditors generally.
- (f) Property exempt from execution.
- (g) *Standing timber if the contract or grant in relation to the same is recorded as provided in Section 1220 of this code.*

Amendment No. 5

On page 1, strike out lines 3 to 24, inclusive, and strike out all of page 2.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND SENATE BILL NO. 778

Senator McAtter moved that Senate Bill No. 778 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 778 An act to amend Section 657 of the Code of Civil Procedure, relating to granting of new trial on ground of insufficiency of evidence.

Bill read second time.

Motion to Amend

Senator McAtter moved the adoption of the following amendments:

Amendment No. 1

In line 3 of the title of the printed bill, after "evidence", insert "or excessive damages".

Amendment No. 2

On page 2, strike out lines 3 to 7, inclusive, and insert

"6. Insufficiency of the evidence to justify the verdict or other decision, or that it is against the law; insufficiency of the evidence means an absence of evidence to sustain the verdict or other decision or where the evidence upon which the verdict or decision is based is lacking in probative force to establish the fact to which it is addressed. For the purpose of determining whether the evidence is insufficient to sustain the verdict or decision or that it is against the law, any evidence in the record, including conflicting evidence, shall be considered on appeal to determine whether there is insufficiency of the evidence;"

Amendment No. 3

On page 2, line 14, strike out "claimed", and insert "found".

Amendment No. 4

On page 2, line 22, strike out "how", and insert "why".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

MOTION TO AMEND ASSEMBLY BILL NO. 627

Senator Regan moved that Assembly Bill No. 627 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 627—An act to add Section 329.5 to the Code of Civil Procedure, relating to the statute of limitations.

Bill read second time.

Motion to Amend

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 4, of the printed bill, strike out "or reassessment".

Amendment No. 2

On page 1, lines 5 and 6, strike out "legislation of any political unit other than the State", and insert "the legislative body of any chartered city".

Amendment No. 3

On page 1, line 9, after "levied", insert ", or such longer period as the legislative body may provide".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REPORTS OF STANDING COMMITTEES**Committee on Revenue and Taxation**

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Chairman of the Committee on Revenue and Taxation, to which was referred:

Assembly Bill No. 1177

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DILWORTH, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1177

Senator Dilworth moved that Assembly Bill No. 1177 be amended and re-referred to Committee on Revenue and Taxation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1177—An act to amend Sections 17041, 17048, 17072, 17171, 17181, 17208, 17209, 17224, 17402, 17411, 17503, 17673, 17674, 17734, 17736, 17737, 17739, 17852, 17853, 18161, 18181, 18182, 18183, 18185, 18186, 18191, 18192, 18200, 18202, 18242, 18401 and 18402 of, and to add Sections 17211, 17211.5, 17212, 17213, 18151, 18152, 18162, 18187, 18188, 18189, 18190, 18090.1, 18190.2, 18204, 18205, 18206, 18207, 18208, 18209, and 18210 to, and to repeal Sections 18151 and 18152 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Bill read second time.

Motion to Amend

Senator Dilworth moved the adoption of the following amendments:

Amendment No. 1

On page 13, line 28, of the printed bill, as amended in Assembly March 31, 1959, strike out "Section 17214", and insert "Sections 17214 and 17303".

Amendment No. 2

On page 12, lines 32 and 33, strike out "Section 17214", and insert "Sections 17214 and 17303".

Second Set of Amendments to Assembly Bill No. 1177

Amendment No. 1

In line 7 of the title of the printed bill, as amended in Assembly March 31, 1959, strike out "18090.1", and insert "18190.1".

Amendment No. 2

On page 9, line 31, strike out "17214", and insert "17213".

Amendment No. 3

On page 12, line 31, strike out "become", and insert "becomes".

Amendment No. 4

On page 13, line 51, strike out "trust", and insert "trusts".

Amendment No. 5

On page 14, line 7, strike out the semicolon.

Amendment No. 6

On page 17, line 41, after "under", insert "Section".

Amendment No. 7

On page 21, line 41, after "is", insert "a".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Revenue and Taxation.

RESOLUTIONS

The following resolutions were offered:

By Senator Thompson:

Senate Resolution No. 98

Relative to the creation of the Senate Interim Committee on Public Health

Resolved by the Senate of the State of California. As follows:

1. The Senate Interim Committee on Public Health is hereby created and authorized and directed to ascertain, study and analyze all facts relating to public health, particularly with respect to health inspection, education in the field of public health, fraudulent, dangerous, unscientific, or deceptive practices in the field of treatment of disease, the sale and fitting of hearing aids, and the Department of Public Health, including but not limited to the operation, effect, administration, enforcement and needed revision of any and all laws in any way bearing upon or relating to the subject of this resolution, and to report thereon to the Senate, including in the report its recommendations for appropriate legislation.

2. The committee shall consist of five members of the Senate appointed by the Committee on Rules thereof. Vacancies occurring in the membership of the committee shall be filled by the appointing power.

3. The committee is authorized to act during this session of the Legislature, including any recess, and after final adjournment until the commencement of the 1961 Regular Session, with authority to file its final report not later than the legislative day of that session.

4. The committee and its members shall have and exercise all of the rights, duties and powers conferred upon investigating committees and their members by the provisions of the Joint Rules of the Senate and Assembly and of the Standing Rules of the Senate as they are adopted and amended from time to time at this session, which provisions are incorporated herein and made applicable to this committee and its members.

5. The committee has the following additional powers and duties:

- (a) To select a chairman and a vice chairman from its membership.
- (b) To contract with such other agencies, public or private, as it deems necessary for the rendition and affording of such services, facilities, studies and reports to the committee as will best assist it to carry out the purposes for which it is created.
- (c) To co-operate with and secure the co-operation of county, city, city and county, and other local law enforcement agencies in investigating any matter within the scope of this resolution and to direct the sheriff of any county to serve subpoenas, orders and other process issued by the committee.

(d) To report its findings and recommendations to the Legislature and to the people from time to time and at any time, not later than herein provided.

(e) To do any and all other things necessary or convenient to enable it fully and adequately to exercise its powers, perform its duties, and accomplish the objects and purposes of this resolution.

6. The sum of twenty thousand dollars or so much thereof as may be necessary is hereby made available from the Contingent Fund of the Senate for the expenses of the committee and its members and for any charges, expenses or claims it may incur under this resolution, to be paid from the said contingent fund and disbursed, after certification by the chairman of the committee, upon warrants drawn by the State Controller upon the State Treasurer.

Resolution read, and referred to Committee on Rules.

By Senator McAteer:

Senate Resolution No. 99

Relative to congratulating Daniel G. Minto on his promotion to Assistant Commissioner for Operations, of the Federal Housing Administration

WHEREAS, Daniel G. Minto, as Director of the San Francisco Insuring Office of the Federal Housing Administration, has made substantial contributions in the field of housing, and has demonstrated excellent leadership qualities in this position; and

WHEREAS, His understanding of housing problems, and his application of sound business practices has improved the services of the Federal Housing Administration, and generally stimulated the housing industry; and

WHEREAS, In recognition of his accomplishments which are in the finest tradition of government service, Mr. Minto has been promoted to the position of Assistant Commissioner for Operations of the Federal Housing Administration where he will be responsible for the day-to-day operations of 75 field offices throughout the United States; now, therefore, be it

Resolved by the Senate of the State of California, That Mr. Minto be congratulated on his promotion and be commended for his contributions to the public service; and be it further

Resolved, That the Secretary of the Senate is directed to transmit suitably prepared copies of this resolution to Daniel G. Minto, and the Federal Housing Administration, 30 Van Ness Avenue, San Francisco, California.

Resolution read, and unanimously adopted on motion by Senator McAteer.

MOTION TO APPROVE JOURNALS

Senator Brown moved that the Journals for Monday, April 20, 1959; Tuesday, April 21, 1959; Wednesday, April 22, 1959; Thursday, April 23, 1959; and Friday, April 24, 1959, be approved as corrected by the Minute Clerk and the Journal Clerk.

Motion carried.

REQUESTS FOR UNANIMOUS CONSENT

Senator Cobey asked for, and was granted, unanimous consent to have the Journal show that the absence of the Labor Committee consisting of Senators Montgomery, Hollister, Byrne, Richards, Short, Teale, and Williams was due to holding a meeting of the committee to consider an important bill.

Senator Donnelly asked for, and was granted, unanimous consent to have the opinion by the Legislative Counsel regarding Public Utility Rates printed in the Journal.

STATE OF CALIFORNIA, OFFICE OF LEGISLATIVE COUNSEL
STATE CAPITOL, SACRAMENTO, April 24, 1959

Hon. Hugh P. Donnelly
Senate Chamber

Public Utility Rates—No. 13445

DEAR SENATOR DONNELLY: You have referred us to Senate Bill No. 1006 which would delete a portion of Section 1066 of the Public Utilities Code relating to the establishment of rates of highway common carriers or petroleum irregular route carriers.

The portion of Section 1066 which the bill would delete provides that without the express approval of the Public Utilities Commission no through route or joint, through, combination or proportional rate shall be established by one highway common carrier, or petroleum irregular route carrier, between any point or points which it serves, on the one hand, and any point or points served by another such carrier, on the other hand.

In connection with this deletion you have asked whether it would affect the authority of the Public Utilities Commission to regulate rates of highway common carriers or petroleum irregular route carriers.

We do not believe it would.

Highway common carriers and petroleum irregular route carriers are common carriers (Sec. 211, P. U. C.). Common carriers are public utilities (Sec. 216, P. U. C.). The Public Utilities Commission has broad authority to investigate rates of any public utility and to establish such rates (Sec. 729, P. U. C.). The commission is required to determine and fix the just, reasonable, and sufficient rates for services by common carriers, and whenever two or more common carriers are furnishing services in competition with each other, the commission may, when necessary for the preservation of adequate service and when public interest demands, prescribe uniform rates for all such common carriers (Sec. 730, P. U. C.).

In addition, with respect to joint rates, it is provided that whenever the commission finds that the rates in force over two or more common carriers, between any two points in the State, are unjust, unreasonable or excessive, or that no satisfactory through route or joint rate exists between such points, and that the public convenience and necessity demand the establishment of such a through route and joint rate, the commission may order such common carriers to establish such through route and may fix a joint rate to be charged (Sec. 732, P. U. C.).

Moreover, the Constitution itself provides that no railroad or other transportation company may raise rates for the transportation of freight or passengers or any charge in connection therewith, under any circumstances whatsoever, except upon a showing before the Public Utilities Commission that such increase is justified (Art. XII, Sec. 20, Cal. Const.). This requirement has been extended by statute to apply to all public utilities (Sec. 454, P. U. C.).

It follows, in our opinion, that the bill in question would not affect the authority of the Public Utilities Commission to regulate the rates of highway common carriers or petroleum irregular route carriers.

Very truly yours,

RALPH N. KLEPS
Legislative Counsel
By ROBERT G. HINSHAW
Deputy Legislative Counsel

Two copies to Hon. Richard J. Dolwig
pursuant to Joint Rule 34.

**CONSIDERATION OF DAILY FILE
MOTIONS TO RECONSIDER**

Senate Bill No. 1006—An act to amend Section 1066 of the Public Utilities Code, relating to carrier rates.

Motion to Reconsider Waived

Senator Donnelly waived his motion to reconsider the vote whereby Senate Bill No. 1006 was passed.

The President ordered Senate Bill No. 1006 transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 848—An act to add Section 598 to the Code of Civil Procedure, relating to trial of cases.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Judiciary:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 5, inclusive, and insert "598. In any action for damages for personal injuries, the court may, in its discretion, order the issue of negligence to be separately tried prior to any trial of the issue of amount of damages."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Constitutional Amendment No. 14—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Sections 1a and 8 of, and by adding Sections 1b, 1c, and 10b to, Article VI of said Constitution, relating to the administration of justice, including the manner of appointment, retirement, and removal of judges and the composition and duties of the Commission on Judicial Qualifications, Judicial Council, and State Bar.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

On page 4 of the printed measure, as amended in Senate April 7, 1959, strike out lines 38 to 41, inclusive, and insert "vacancy. Every".

Amendment No. 2

On page 5, line 4, strike out "may", and insert "shall".

Amendments read, and adopted.

Further Amendments to Senate Constitutional Amendment No. 14**Motion to Amend**

Senator Regan moved the adoption of the following amendments:

Amendment No. 1

In lines 3 and 4 of the title of the printed measure, as amended in Senate April 7, 1959, strike out "Sections 1a and 8", and insert "Section 1a".

Amendment No. 2

In line 4 of the title, strike out "and 10b", and insert "10b, and 26a".

Amendment No. 3

On page 3, strike out line 38, and insert

"Sec. 1b. There shall be a Commission on Judicial Qualifications. It shall".

Amendment No. 4

On page 4, line 22, strike out "This commission shall succeed", and strike out lines 23 to 25, inclusive.

Amendment No. 5

On page 4, strike out lines 32 to 44, inclusive.

Amendment No. 6

On page 4, line 45, strike out "Fifth", and insert "Fourth".

Amendment No. 7

On page 5, line 4, strike out "may", and insert "shall".

Amendment No. 8

On page 5, line 5, after "retirement", insert ", as the case may be,".

Amendment No. 9

On page 5, strike out line 6 and insert "The Supreme Court".

Amendment No. 10

On page 5, strike out lines 11 and 12, and insert "recommendation."

Amendment No. 11

On page 5, after line 33, insert

"Fifth—That Section 26a is added to Article VI, to read:

Sec. 26a. The "Commission on Qualifications" created by Section 26 of this Article is renamed and henceforth shall be known as the "Commission on Judicial Appointments."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

Senate Bill No. 161—An act to amend Section 1054.1 of the Code of Civil Procedure, relating to continuances in judicial and administrative proceedings.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 219—An act to amend Section 1326 of the Penal Code, relating to subpoenas in criminal cases.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 782—An act to amend Section 117r of the Code of Civil Procedure, relating to small claims courts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 786—An act to amend Section 1269b of the Penal Code, relating to the acceptance of bail.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 845—An act to amend Section 148.1 of the Penal Code, relating to false reports of the secreting of bombs and explosives.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 1074—An act to amend Section 1050 of the Penal Code, relating to continuances in criminal cases, declaring the urgency thereof, to take effective immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 508—An act to add Section 5016.1 to the Public Resources Code, relating to the Division of Beaches and Parks.

Bill read second time.

Motion to Re-refer Senate Bill No. 508

Senator McBride moved that Senate Bill No. 508 be re-referred to Committee on Finance.

Motion carried.

Senate Joint Resolution No. 17—Relative to legislation concerning wilderness areas.

Resolution read.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Natural Resources:

Amendment No. 1

On page 1, line 24, of the printed measure, strike out "as", and insert "of additional".

Amendment read, and adopted.

Resolution ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 458—An act to add Section 1024 to the Military and Veterans Code, relating to the Veterans' Home of California.

Bill read second time.

Motion to Re-refer Assembly Bill No. 458

Senator McBride moved that Assembly Bill No. 458 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 8—An act to amend Section 653k of the Penal Code, relating to switchblade knives.

Bill read second time, and ordered to third reading.

Assembly Bill No. 274—An act to add Section 43.4 to the Civil Code, relating to causes of action for fraudulent promises to marry or cohabit.

Bill read second time, and ordered to third reading.

Assembly Bill No. 359—An act to amend Section 7 of the Penal Code, relating to the definition of "book."

Bill read second time, and ordered to third reading.

Assembly Bill No. 879—An act to add Section 638 to the Penal Code, relating to equipment employing roentgen rays.

Bill read second time, and ordered to third reading.

Senator Cobey Presiding

At 3.35 p.m., Senator James A. Cobey, of the twenty-fourth Senatorial District, presiding.

THIRD READING OF SENATE BILLS

Senate Bill No. 865—An act to add Sections 12814 and 12815 to the Public Utilities Code, relating to the addition of fluorine and fluorine compounds to public water supplies by municipal utility districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McCarthy, Miller, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—25.

NOES—Senators Dilworth, Dolwig, Donnelly, and Murdy—4.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 577—An act to amend and renumber Section 8961.3 of, and to add Section 8961.3 to, the Health and Safety Code, relating to public cemetery districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 835—An act to add Section 4746.1 to the Health and Safety Code, relating to certificates of indebtedness of a county sanitation district.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 86—An act to add Section 7717.6 to the Education Code, and Section 19588.1 to the Education Code as proposed by Senate Bill No. 2, relating to state school building aid.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—34.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 123—An act to amend Section 650 of the Streets and Highways Code, relating to the naming of state highway routes.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, McAteer, McBride, McCarthy, Miller, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Teale, and Thompson—31.
NOES—Senators Holmdahl, Montgomery, and Stiern—3.

Motion to Reconsider

Senator Montgomery moved to reconsider the vote whereby Senate Bill No. 123 was passed.

Postponement of Reconsideration

On motion of Senator Montgomery, the further consideration of the motion to reconsider the vote whereby Senate Bill No. 123 was passed, was continued until the next legislative day.

Senate Bill No. 607—An act to amend Section 6154 of the Elections Code, relating to voting machines.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.
NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 1007—An act to create the Guadalupe Valley Municipal Improvement District and to prescribe its boundaries, organization, powers, operation, management, financing, change of boundaries and dissolution.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, and Stiern—27.
NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 3.50 p.m., Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

THIRD READING OF ASSEMBLY BILLS

Assembly Bill No. 176 An act to repeal Sections 31031 and 31031.5 of, and to add Section 31031 to, the Water Code, relating to county water districts, declaring the urgency thereof, to take effect immediately.

Motion to Retain Place on File

Senator Stiern moved that Assembly No. 176 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 998 An act to amend Sections 17206, 17208, 17854, 18009, 18552, 18586, 18586.2, 18586.3, 18588, 18806, 19053, and 19062, of, to add Sections 17746, 18551.1, 18694, 18695, 19062.10, and 19408 to, and to repeal Section 18010 of, the Revenue and Taxation Code, relating to personal income taxes, to take effect immediately.

Motion to Retain Place on File

Senator Cobey moved that Assembly Bill No. 998 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 286 An act to add Article 2.5 (commencing at Section 4470), to Chapter 4, Part 2, Division 5 of the Health and Safety Code, relating to fishing in water supplies and recreational uses in the surrounding area.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 286 be passed on file and retain its place.

Motion carried.

Assembly Bill No. 341 An act to add Section 851.5 to the Penal Code, relating to telephone calls by arrested persons.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, and Stiern—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator Farr Presiding

At 4 p.m., Senator Fred S. Farr, of the Twenty-fifth Senatorial District, presiding.

Assembly Bill No. 842 An act to amend Sections 911.23, 913, 914, 914.9, and 918.1 of the Agricultural Code, relating to agricultural and vegetable seeds.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Gibson, Grunsky, Holmdahl,

Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, and Stiern—28.

NOES—None.

Bill ordered transmitted to the Assembly.

Request for Unanimous Consent

At 4.01 p.m., Senator Fisher asked for, and was granted, unanimous consent to have the Journal show that he was excused to attend an Assembly committee.

Assembly Bill No. 237—An act to amend Sections 3819 and 3929 of the Elections Code, relating to occupational designations.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Cameron, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Rodda, Slattery, and Stiern—24.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 241—An act to amend Section 1152 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to election notice to voters.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Murdy, O'Sullivan, Rattigan, Rodda, Slattery, Stiern, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1160—An act to add Article 8.5 (commencing with Section 58250) to Chapter 1 of Division 1 of Title 6 of the Government Code, relating to withdrawal of territory annexed to a city.

Motion to Retain Place on File

Senator Miller moved that Assembly Bill No. 1160 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 700—An act to add Sections 20710, 20894, and 20896 to the Business and Professions Code, relating to petroleum products.

Motion to Retain Place on File

Senator Rattigan moved that Assembly Bill No. 700 be passed on file and retain its place on file.

Motion carried.

Assembly Bill No. 193—An act to amend Section 7972, and to repeal Section 7972.5 of the Elections Code, relating to election returns.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 197—An act to amend Sections 2500 and 7920 of the Elections Code, relating to city elections.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—37.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 159—An act to add Section 19828 to the Health and Safety Code, relating to contractors.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, McCarthy, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Stiern, and Thompson—25.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 226—An act to amend Sections 51360, 51361, 51362, and 51364 of the Water Code, relating to reclamation district operation and maintenance assessments.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—25.

NOES—Senator Cameron—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 956—An act to amend Section 13104 of the Education Code, and to amend Section 13337 of the Education Code as proposed by Senate Bill No. 2, relating to employment and classification of personnel by public school districts.

Bill read third time, and presented by Senator Rodda.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Christensen, Cobey, Coombs, Dilworth, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1510—An act to add Section 13055 to the Health and Safety Code, relating to fires.

Bill read third time, and presented by Senator Regan.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, Johnson, McAteer, McBride, Miller, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 148—An act to add Section 1010 to the Education Code as enacted at the 1959 Regular Session of the Legislature, relating to school districts.

Motion to Re-refer Assembly Bill No. 148

Senator McBride moved that Assembly Bill No. 148 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 712—An act to amend Section 3800 of the Labor Code, relating to construction permits.

Bill read third time, and presented by Senator Cobey.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Brown, Burns, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Stiern, and Thompson—26.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 753—An act to amend Section 14058 of the Health and Safety Code, relating to local fire districts.

Bill read third time, and presented by Senator Miller.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Christensen, Cobey, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Murdy, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1280—An act to amend Section 15955 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to contracts by school district governing boards.

Bill read third time, and presented by Senator Holmdahl.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Cameron, Christensen, Cobey, Coombs, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—27.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Joint Resolution No. 28—Relative to a congressional investigation of unnecessary sonic booms in populated areas in California.

Resolution read, and presented by Senator McAteer.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator McAteer moved a call of the Senate.

Motion carried. Time 4.32 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1343—An act to amend Sections 967 and 969 of, and to repeal Chapter 6 (commencing at Section 980) of Part 2 of Division 1 of the Health and Safety Code, relating to local health districts.

Bill read third time, and presented by Senator Thompson.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Murdy, O'Sullivan, Rattigan, Regan, Rodda, Slattery, Stiern, and Thompson—29.

NOES—None.

Bill ordered transmitted to the Assembly.

President pro Tempore of the Senate Presiding

At 4.51 p.m. Hon. Hugh M. Burns, President pro Tempore of the Senate, presiding.

**FURTHER PROCEEDINGS UNDER CALL OF THE SENATE
DISPENSED WITH**

At 4.53 p.m., on motion of Senator McAteer, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Assembly Joint Resolution No. 28 adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Farr, Fisher, Gibson, Hollister, Holmdahl, McAteer, McCarthy, Miller, Montgomery, Murdy, Rattigan, Regan, Richards, Slattery, and Teale—27.

NOES—Senators Byrne, Donnelly, Erhart, Grunsky, Johnson, O'Sullivan, Stiern, Thompson, and Williams—9.

Resolution ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF ASSEMBLY BILLS (RESUMED)

Assembly Bill No. 1763—An act to amend Sections 12100, 12200.1 and 12304 of, and to add Section 12200.2 to, the Financial Code, relating to check sellers and cashers, and declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Richards.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 597—An act to amend Section 1944 of the Labor Code, relating to the employment of aliens by public agencies.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Holmdahl, Johnson, McAteer, Miller, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—Senator Donnelly—1.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1201—An act to amend Section 75060 of the Government Code, relating to the retirement of judges.

Bill read third time, and presented by Senator Richards.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Teale, and Williams—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 1277—An act to add Section 54906 to the Government Code, relating to the filing of statements and maps and plats for tax purposes by cities on annexation or change in boundaries, declaring the urgency thereof, to take effect immediately.

Bill read third time, and presented by Senator Rodda.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Holmdahl, McAteer, Miller, Montgomery, O'Sullivan, Rattigan, Regan, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Gibson, Grunsky, Hollister, Holmdahl, Miller, Montgomery, O'Sullivan, Rattigan, Rodda, Short, Slattery, Stiern, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF SENATE BILLS

Senate Bill No. 715—An act to amend Section 24001 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to gifts to state colleges.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 716—An act to amend Section 17201 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to accounting procedures of school districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 487—An act to amend Section 12304 of the Government Code, relating to the organization and administration of the Office of the State Treasurer, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 316—An act to amend Section 11274 of the Government Code, relating to general administrative costs.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 317—An act to add Section 13012 to the Government Code, relating to approvals or authorizations by the director or the Department of Finance.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 318—An act to amend Sections 15857 and 15859 of the Government Code, relative to the acquisition of real property by the State.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 319—An act to repeal Section 12198 of the Government Code, relating to recording official bonds.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

CONSENT CALENDAR OF ASSEMBLY BILLS

Assembly Bill No. 916—An act to amend Section 12051 of the Education Code, and Section 13112 of the Education Code as proposed by Senate Bill No. 2, relating to certification documents.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 58—An act to convey certain tide and submerged lands to the City of Mill Valley, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use and control thereof.

Motion to Re-refer Assembly Bill No. 58

Senator McBride moved that Assembly Bill No. 58 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 59—An act to convey certain tide and submerged lands to the County of Marin, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Motion to Re-refer Assembly Bill No. 59

Senator McBride moved that Assembly Bill No. 59 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 60—An act to convey certain tide and submerged lands to the County of Sonoma, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof, and to repeal Chapter 1406 of the Statutes of 1951.

Motion to Re-refer Assembly Bill No. 60

Senator McBride moved that Assembly Bill No. 60 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 904—An act to amend Section 6826 of the Public Resources Code, relating to administration and control of state lands.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.
NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 860—An act to amend Section 16091 of the Education Code, and Section 10651 of the Education Code as proposed by

Senate Bill No. 2, relating to the provision for readers to assist blind students.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, McBride, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—39.

NOES—None.

Bill ordered transmitted to the Assembly.

Assembly Bill No. 630—An act to convey certain tide and submerged lands to the City of San Leandro, in furtherance of navigation, commerce, and fisheries upon certain trusts and conditions, and providing for the government, management, use, and control thereof.

Motion to Re-refer Assembly Bill No. 630

Senator McBride moved that Assembly Bill No. 630 be re-referred to Committee on Finance.

Motion carried.

Assembly Bill No. 1286—An act conveying certain tidelands and lands lying under inland navigable waters situate in the Bay of San Diego to the City of Chula Vista in furtherance of navigation and commerce and the fisheries, and providing for the government, management and control thereof, the construction and maintenance of improvements thereon, and the disposition and expenditure of revenue therefrom, and reserving rights to the State and repealing Chapter 120 of the Statutes of 1925, Chapter 1847 of the Statutes of 1947 and Chapter 593 of the Statutes of 1953.

Motion to Re-refer Assembly Bill No. 1286

Senator McBride moved that Assembly Bill No. 1286 be re-referred to Committee on Finance.

Motion carried.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Fisher:

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1281—An act to amend Section 11260 of the Water Code, relating to the Feather River Project.

Respectfully submitted,

SENATOR FISHER

The above request referred to Committee on Rules.

RESOLUTIONS

The following resolution was offered:

By Senators Short, Holmdahl, Teale, and Miller:

Senate Resolution No. 100

Relative to the solving of the water problems of the East Bay area

WHEREAS, The increasing population and the rapidly expanding economy of the East Bay area of the State require additional water supplies to meet its needs; and

WHEREAS, The East Bay Municipal Utility District, a public service agency, had for years made plans for the transport of these needed water supplies from the watershed of the Mokelumne River within the Counties of Amador and Calaveras, and had requested the State of California to assign to it certain state filings on these water; and

WHEREAS, In their best judgment and in the interests of their citizens, these counties and the County of San Joaquin engaged in litigation to forestall the assignment of state filings to the East Bay Municipal Utility District until such time as the counties could be assured that the interests of their citizens and their own economies were properly and adequately protected; and

WHEREAS, By mutual agreement the East Bay Municipal Utility District and the counties have provided that the East Bay Municipal Utility District grant to the Counties of Amador and Calaveras each the sum of two million dollars to be used for the future development of water supplies in these counties, and the state reserve to these two counties certain amounts of water for the beneficial use within these counties, and has assured the County of San Joaquin an adequate supply of water; and

WHEREAS, As a result of this mutual agreement, the counties have dismissed their litigation, thus enabling the East Bay Municipal Utility District to proceed with its plan for meeting the needs of the communities it serves; and

WHEREAS, The State Director of Water Resources at all times extended his advice and co-operation to all parties and approved the agreement which was reached; and

WHEREAS, The arrangement meets the needs of the counties of origin as well as those of the area needing an additional water supply without recourse to legislation or the use of state funds or credit, thus establishing a pattern for mutual co-operation in the development and utilization of the State's water resources; now, therefore, be it

Resolved by the Senate of the State of California, That the Counties of Amador, Calaveras and San Joaquin, the East Bay Municipal Utility District and the State Director of Water Resources be commended for their diligence, patience and success in the settlement of the problem presented, and their great contribution to the public interest in making possible the development of these water resources to serve the needs of the counties wherein the water originates and those essential to the further development of the area served by the East Bay Municipal Utility District; and be it further

Resolved, That the Secretary of the Senate is directed to transmit copies of this resolution to the Counties of Amador, Calaveras and San Joaquin, the East Bay Municipal Utility District and the Director of the State Department of Water Resources.

Resolution read, and referred to Committee on Rules.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1303: By Senator Fisher (By Request)—An act to amend Sections 74742, 74743, 74744, and 74745 of, and to add Section 74750 to, the Government Code, relating to the Municipal Court of the South Bay Judicial District.

Referred to Committee on Local Government.

Senate Bill No. 1304: By Senator Fisher (By Request)—An act to amend Sections 73642, 73643, 73644, 73645, and 73650 of the Government Code, relating to the Municipal Court of the El Cajon Judicial District.

Referred to Committee on Local Government.

Senate Bill No. 1305: By Senator Fisher (By Request)—An act to add Section 74731 to the Government Code, relating to the Municipal Court of the South Bay Judicial District.

Referred to Committee on Local Government.

Senate Bill No. 1306: By Senator Fisher (By Request)—An act to amend Sections 73452, 73953, 73954, and 73955 of, and to add Section 73960 to, the Government Code, relating to the Municipal Court of the Oceanside Judicial District.

Referred to Committee on Local Government.

Senate Bill No. 1307: By Senator Fisher (By Request)—An act to amend Section 23001 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1308: By Senators McBride, Coombs, and Fisher—An act to amend Sections 759, 760, 761, 762, 763, 764 and 765 of the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to compensation of county superintendents of schools.

Referred to Committee on Local Government.

Senate Bill No. 1309: By Senator McCarthy—An act to add Section 26154 to the Government Code, relating to county assistance to elementary school districts having a redevelopment agency or housing authority with its boundaries.

Referred to Committee on Local Government.

Senate Bill No. 1310: By Senator Gibson—An act to add Section 51562.5 to the Water Code, relating to reclamation district operation and maintenance assessments.

Referred to Committee on Water Resources.

Senate Bill No. 1311: By Senator Gibson—An act to amend Section 201 of the Business and Professions Code, relating to the Department of Professional and Vocational Standards, and making an appropriation therefor.

Referred to Committee on Governmental Efficiency.

Senate Bill No. 1312: By Senator Fisher (By Request)—An act to add Section 72714 to the Government Code, relating to the municipal courts.

Referred to Committee on Local Government.

Senate Bill No. 1313: By Senators Cobey, O'Sullivan, and Dolwig—An act to add Section 1248c to the Code of Civil Procedure, relating to evidence in condemnation proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 1314: By Senators Dolwig, O'Sullivan, and Cobey—An act to add Section 1273.4 to the Code of Civil Procedure, relating to the award in an eminent domain action.

Referred to Committee on Judiciary.

Senate Bill No. 1315: By Senators Dolwig, O'Sullivan, and Cobey—
An act to add Section 1246.2 to the Code of Civil Procedure, relating to
eminent domain proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 1316: By Senators Dolwig, O'Sullivan, and Cobey—
An act to add Section 1256.3 to and repeal Section 1256.1 of the Code
of Civil Procedure, relating to eminent domain proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 1317: By Senators Dolwig, O'Sullivan, and Cobey—
An act to add Section 1255b to the Code of Civil Procedure, relating
to eminent domain.

Referred to Committee on Judiciary.

Senate Bill No. 1318: By Senators Dolwig and Cobey—An act to
add Section 1247b to the Code of Civil Procedure, relating to evidence
in eminent domain proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 1319: By Senators Dolwig, O'Sullivan, and Cobey—
An act to add Section 104a to the Streets and Highways Code, relating
to condemnation proceedings and public records.

Referred to Committee on Judiciary.

Senate Bill No. 1320: By Senators Dolwig, O'Sullivan, and Cobey—
An act to amend Section 1255 of the Code of Civil Procedure, relating
to costs and expenses in condemnation proceedings.

Referred to Committee on Judiciary.

Senate Bill No. 1321: By Senators Dolwig, O'Sullivan, and Cobey—
An act to amend Section 1845.5 of the Code of Civil Procedure, relat-
ing to eminent domain.

Referred to Committee on Judiciary.

Senate Joint Resolution No. 18: By Senators Berry, Gibson, Byrne,
Brown, Dilworth, Burns, Donnelly, Dolwig, Grunsky, and Thompson—
Relative to relief from the oppressive rates of federal income taxes.

Referred to Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES

Committee on Rules

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: The Committee on Rules has examined:

Senate Bill No. 161

Senate Bill No. 219

Senate Bill No. 782

Senate Bill No. 786

Senate Bill No. 845

Senate Bill No. 1074

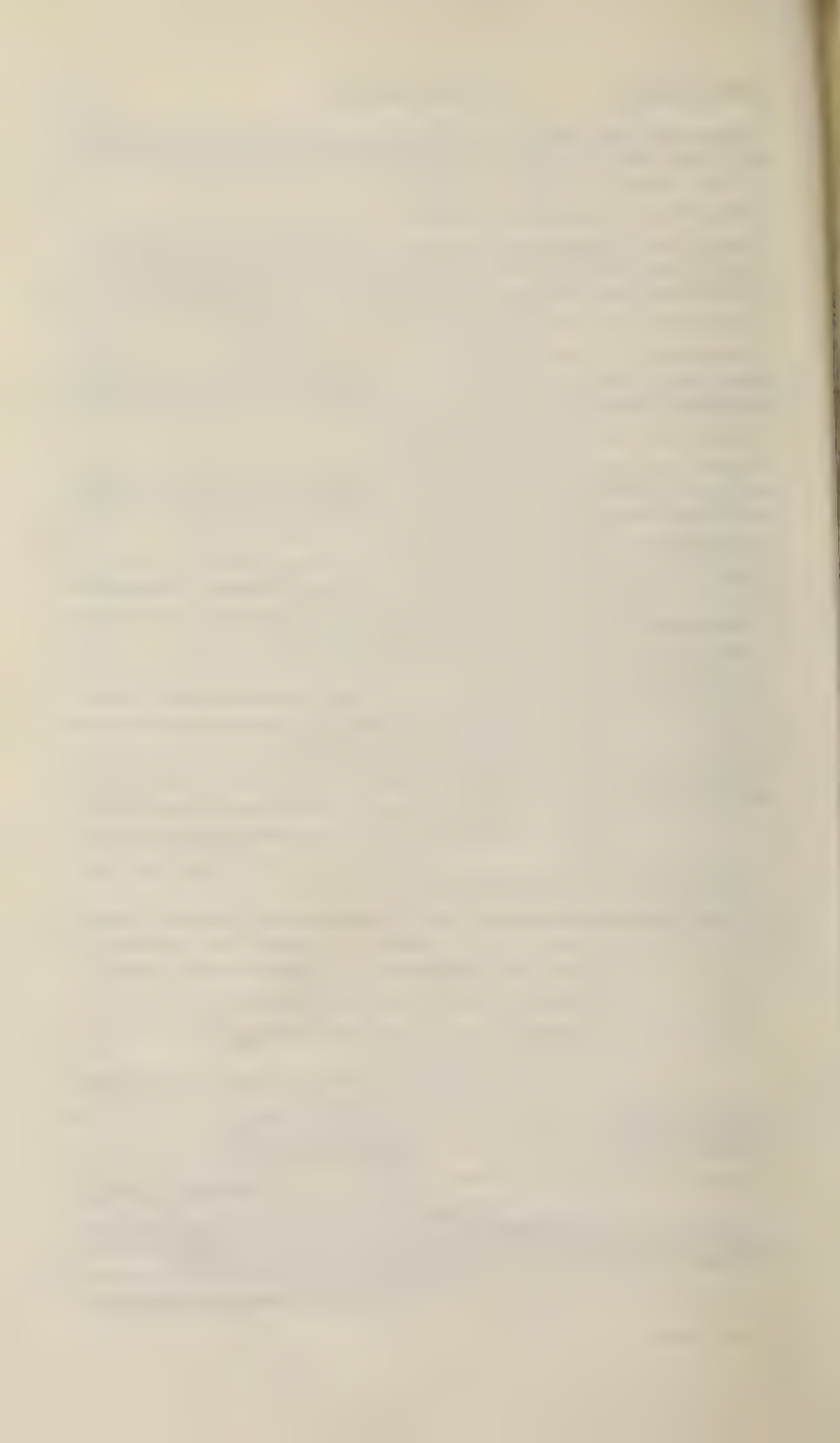
And reports the same correctly engrossed.

BURNS, Chairman

ADJOURNMENT

At 5.29 p.m., on motion of Senator Hollister, the President declared
the Senate adjourned until 3 p.m., Tuesday, April 28, 1959.

JOHN F. LEA, Minute Clerk



CALIFORNIA LEGISLATURE

1959 REGULAR SESSION

SENATE DAILY JOURNAL

SEVENTY-FOURTH LEGISLATIVE DAY

EIGHTY-SECOND CALENDAR DAY

IN SENATE

SENATE CHAMBER, SACRAMENTO

Tuesday, April 28, 1959

The Senate met at 3 p.m.

Hon. Glenn M. Anderson, President of the Senate, presiding.

Secretary J. A. Beek at the desk.

ROLL CALL

The roll was called, and the following answered to their names:

Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—38.

Quorum present.

PRAYER

The following prayer was offered by the Chaplain, Rev. I. E. Metcalf:

Our Father, we would unite our prayer with all good Americans for our Secretary of State, Christian Herter, and express our confidence in him. Bless him, we pray, in the conference in which he is now engaged in Paris, that real steps may be taken to find acceptable terms for the solution of the crisis we face concerning Berlin. Forbid it, Lord, that warring madness should win. Grant, we pray, wisdom and diplomatic skill to this great man and his associates as they plead for a just and durable peace. AMEN.

LEAVES OF ABSENCE FOR THE DAY

The following Senators were granted leaves of absence for the day:

Senator McBride, on motion of Senator Collier, due to illness.

Senator Shaw, on motion of Senator Collier, due to illness.

GUESTS EXTENDED PRIVILEGE OF SENATE FLOOR

On request of Senator Erhart, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Wilmar N. Tognazzini, superintendent, Mrs. Wilmar N. Tognazzini, Mrs. Marian Mast, eighth grade teacher, Mr. Arthur Henzgen, eighth grade teacher, Mrs. Lila Keiser, school nurse, Mr. Wachtang Korisheli, music instructor, Jack Swack, bus driver, Andrew Hunter, bus driver, and the following

students of Morro Union Elementary School District: Ronald Brebes, Roger Castle, Danny Cravy, Donald Crider, Lennie Lane, Donald Lee, Bill Lindsey, Dennis Manley, Robert Mayfield, Dennis McCay, Michael McNeil, Rodney Monty, Michael Moore, James Pierce, Cory Powell, David Raymond, Kerry Roberts, Thomas Rodgers, Fred Schlitz, Penn Steinhauer, Boliver Stocking, Dale Thomas, James Thomas, Alan Tognazzini, Bill Walling, Fred Whitmore, Earl Whiteside, Ray Wolford, Richard Woolsey, Warren Wray, Helen Burns, Sharon Dillard, Janice Eytcheson, Lillian Griever, Jean Hagelin, Caroline Hageberg, Cleo Harris, Janet Hinley, Jean Hoover, Toni Horn, Eileen Lyman, Diane Marques, Marion Martin, Alice Massey, Georgette McKnight, Karen Nagano, Barbara Nicholson, Jean Northrup, Carol Parr, Toni Pierce, Vickie Pierce, Betty Roberts, Marlene Santos, Deanna Schehl, Ursula Schermen, Sue Simonsen, Sylvia Teixeira, Pamela Whitfield, and Carolyn Work.

On request of Senator Dolwig, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mrs. Smith, Mrs. De Kuse, and the following members of Brownie Scout Troop 409 of St. Pius School: Sandy De Kuse, Kathy Donahue, Joanne Mahoney, Chris Michael, Anne Rodgers, Pat Schmieder, Susan Smith, Kathy Spadia, Mary Sovada, and Mary Mann; also Mrs. Bruno Massei, Mrs. L. F. Caputo, and the following members of Troop 276: Carol Caputo, Arlene Bodmer, Beatrice Geary, Kristen Hornberger, Jackie Johnson, Jeanne Johnson, Beth Lovell, Gloria Massei, and Evelyn Williams; also Mrs. A. C. Richards, Mrs. H. E. Chipman, and the following members of Troop 231: Sheila Carr, Elizabeth Chipman, Sharon Johnson, Marianne Laurienti, Jean Miller, Rosalyn Richards, Duryea Thompson, Susan Yung, Jane Schindler, and Ruth Herbig; also Mrs. Sol Cohen, Mrs. Robert McKenna, Mrs. George Volis, Mrs. Karl Page, and the following members of Troop 423: Chelia Anfinson, Linda Lee Ardrey, Carol Ball, Sherrie Breuer, Sharon Bunyard, Shirley Cameron, Janice Ceideberg, Sandra Chiesa, Claudia Cohen, Roberta Dearborn, Nancy Folkerts, Susanne Ganley, Katherine Honda, Laura LeRoy, Sharon LeRoy, Linda MacDonald, Karen McKenna, Karen Page, Sandra Palino, Carol Oback, Frances Santilipo, Barbara Seil, Karen Selby, Sharon Volis, and Judy Welis; also Mrs. Hauff, Mrs. Woodside, Mrs. Hanna, and the following members of Troop 271: Sharon Chan, Virginia Dale, Georgia Decker, Catly Grayear, Cheri Happ, Cathy Hauff, Pat Hanna, Karen Makowski, Judy Miller, Patty Moser, Lynne Muchmore, Susan Smith, Lynn Stewart, Catherine Storms, Elaine Vander Wal, Judy Vance, Dianne Woodside, and Lynne Mashburn. Also Mr. Geo. Van Vliet, Mr. Ron Campbell, and Mr. Chuck Wethrell of College of San Mateo.

On request of Senator Redda, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Marjul McCormack and the following students of California Junior High School: Barbara Alexander, Fred Ball, Susan Barnstein, Susan Bernstein, Susan Blattner, John Bodenheimer, Tom Bodenhamer, Steve Brown, Joanne Contarini, Claudia Grum, Larry Crabbe, Linda Del Re, Richard Dixon, David Fouche, Richard Frayne, Pam Gorton, Fred

Johansen, Chester Johnson, Kin Leong, Porter Meroney, Gwen Murphy, Nancy Negri, Stanley Nisfield, Sally Price, Sharon Ratcliff, Jerry Revell, Mary Louise Roas, Edward Ross, Joe Sanders, Sandra Svilich, Mary Ann Towers, Terry Vian, Geriam Wolf, and Roberta Yee. Also Mrs. Isabell Callahan of Sacramento, who was a guest of the Senate on Monday, April 27, 1959. Also Patrolman Manuel Gutierrez, Coach David Gorgen, Dana Paladini and the following members of Tahoe-Tallac Little League "Cardinals": David Bernt, Steven Ahlstrom, Craig Ahlstrom, Bill McPoil, Jerry Smith, Ronald Corcoran, Tim Kemp, Richard Jaglo, Eddie Wallace, Rex Moss, Jimmy Nelson, Jack Hall, Richard Ross, Mr. and Mrs. Wm. McPoil, Fred Corcoran, Joe Kemp, Mrs. Gutierrez, Mr. and Mrs. Harry Paladine, Mrs. John A. Wallace, R. V. Moss, and Jim Wright.

On request of Senators Miller and McAteer, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Richard Lynden, Secretary-Treasurer of Warehouse Union, Local 6.

On request of Senator Burns, the privilege of the floor of the Senate Chamber for this day was unanimously extended to E. Kenneth Smith, principal, Miriam Vinnard, M.D., Eld. Wm. Galbreth, Mrs. Faye Cornwell, Mrs. Esther A. Davis, teacher, and the following students from Fresno Union Academy: Ruth Alvarez, Avalae Anderson, Elona Archuleta, Martin Boldt, Marlene Brooks, Sharon Cornwell, Clyde Eder, James Fallbeck, Mary Galbreth, Kenneth Guernsey, Maryann Hagen, Wade Hayashi, Adele Hennes, Sharon Lynn Hussey, Ellis Majar, Norma Munoz, Ricky Rineon, Mary Beth Sanders, Edward Vance, Edwin Vance, Arnold Vinnard, Harland Vogel, and Hansen Wang.

On request of Senator Short, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Richard Gruber of Lodi.

On request of Senator Montgomery, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. P. E. Plummer, Mrs. Marina Rodriguez, and the following students of Armona Union Academy: Sondra Leo, David Gage, Doe Baca, Chuck Johnstone, Ruth Parrish, Marjean Horning, Norma Huenergard, Beatrice Castillo, Buddy Flory, Monty McKinzie, and David Nixon. Also Gerald Jacobus of Hanford.

On request of Senator Richards, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Benjamin Held of Los Angeles.

On request of Senator Fisher, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. G. F. Wallace and Mr. Warren K. Hooper of El Cajon.

On request of Senator Dilworth, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Mr. and Mrs. Alfred B. Bonnett of Riverside.

On request of Senator O'Sullivan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Dr. C. Jefferson Hurtt of Williams Community Church in Williams.

On request of Senator Holmdahl, the privilege of the floor of the Senate Chamber for this day was unanimously extended to Miss Phyllis Bentson of Oakland.

On request of Senator Rattigan, the privilege of the floor of the Senate Chamber for this day was unanimously extended to the following students of Oak Grove Union Elementary School: Dennis Barela, William Bloomquist, Dan Christensen, Larry Farmer, Gerald Goodenough, Dale Herring, Jackson Johnson, Dean Jones, Victor La Rose, Peter Little, John Moura, Ken Murray, Jimmy Riggle, Bill Roberts, Bill Strebel, Wayne Jervan, Tom Andrae, Dickey Derum, Douglas Porter, Carrol Felsing, Geri Bohny, Delke Kelliher, Jerry Boney, Ethel Austin, Judy Borgna, Sadie Cobb, Jeanne Curtis, Diane England, Patricia Gardner, Geraldine Goodenough, Norma Hackworth, Louise Hayes, Mary Henry, Freada Jones, Judy Poggi, Judy Tinney, Trudy Tolley, Janet Waters, Carmen Whitlatch, Cathy Willis, Geneva Wright, Juanita Wright, Sharon Hunter, Susana Dugna, Roberta Green, Pat Barker, and Jean Hutchinson.

On request of Senator Murdy, the privilege of the floor of the Senate Chamber for this day was unanimously extended to J. J. Miller of Los Angeles.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day concurred in Senate amendments to:

Assembly Bill No. 350

Assembly Bill No. 508

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, April 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Senate Bill No. 30

Senate Bill No. 35

Senate Bill No. 37

Senate Bill No. 39

Senate Bill No. 59

Senate Bill No. 60

Senate Bill No. 61

Senate Bill No. 62

Senate Bill No. 159

Senate Bill No. 278

Senate Bill No. 551

Senate Bill No. 773

Senate Bill No. 868

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By STUART C. HALL, Assistant Clerk

Above bills ordered enrolled.

ASSEMBLY CHAMBER, April 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day adopted:

Assembly Joint Resolution No. 33

Assembly Constitutional Amendment No. 33

Assembly Constitutional Amendment No. 26

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS

The following resolutions were read:

Assembly Joint Resolution No. 33—Relative to the international outfall sewer.

Referred to Committee on Water Resources.

Assembly Constitutional Amendment No. 33—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 5 to Article XIV thereof, relating to water.

Referred to Committee on Water Resources.

Assembly Constitutional Amendment No. 26—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by adding Section 5 to Article XIV thereof, relating to water.

Referred to Committee on Water Resources.

MESSAGES FROM THE ASSEMBLY

ASSEMBLY CHAMBER, April 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 773
Assembly Bill No. 774
Assembly Bill No. 775
Assembly Bill No. 776
Assembly Bill No. 777
Assembly Bill No. 779
Assembly Bill No. 780
Assembly Bill No. 781
Assembly Bill No. 783
Assembly Bill No. 784
Assembly Bill No. 785
Assembly Bill No. 786
Assembly Bill No. 787
Assembly Bill No. 788
Assembly Bill No. 789
Assembly Bill No. 790
Assembly Bill No. 791
Assembly Bill No. 792
Assembly Bill No. 793
Assembly Bill No. 794
Assembly Bill No. 795

Assembly Bill No. 796
Assembly Bill No. 798
Assembly Bill No. 799
Assembly Bill No. 801
Assembly Bill No. 848
Assembly Bill No. 849
Assembly Bill No. 850
Assembly Bill No. 851
Assembly Bill No. 853
Assembly Bill No. 854
Assembly Bill No. 855
Assembly Bill No. 856
Assembly Bill No. 857
Assembly Bill No. 858
Assembly Bill No. 1078
Assembly Bill No. 1151
Assembly Bill No. 1153
Assembly Bill No. 1194
Assembly Bill No. 1270
Assembly Bill No. 1458
Assembly Bill No. 1562

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

ASSEMBLY CHAMBER, April 28, 1959

MR. PRESIDENT: I am directed to inform your honorable body that the Assembly on this day passed:

Assembly Bill No. 1563
Assembly Bill No. 1629
Assembly Bill No. 1755
Assembly Bill No. 1815
Assembly Bill No. 1994
Assembly Bill No. 1997
Assembly Bill No. 2004

Assembly Bill No. 2060
Assembly Bill No. 2067
Assembly Bill No. 2089
Assembly Bill No. 2136
Assembly Bill No. 2142
Assembly Bill No. 1734
Assembly Bill No. 2083

ARTHUR A. OHNIMUS, Chief Clerk of the Assembly
By JAMES D. DRISCOLL, First Assistant Clerk

FIRST READING AND REFERENCE OF ASSEMBLY BILLS (RESUMED)

The following bills were read the first time:

Assembly Bill No. 773—An act to codify Section 12 of Chapter 29, 1956 First Extraordinary Session, by repealing said section, and by adding Article 8 (commencing with Section 16419) to Chapter 2, Part 2, Division 4, Title 2 of the Government Code, relating to the investment fund.

Referred to Committee on Judiciary.

Assembly Bill No. 774—An act to codify the Klamath River Basin Compact by adding Part 6 (commencing with Section 5900) to Division 2 of the Water Code, and to repeal Chapter 113 of the Statutes of 1957, and Chapter 2.5 (commencing with Section 8110) of Division 1 of Title 2 of the Government Code, relating to the Klamath River Basin.

Referred to Committee on Judiciary.

Assembly Bill No. 775—An act to codify Section 6 of Chapter 184 of the Statutes of 1957, by repealing said section, and by adding Section 18212 to the Financial Code, relating to capital and surplus of industrial loan companies.

Referred to Committee on Judiciary.

Assembly Bill No. 776—An act to codify Chapter 1473 of the Statutes of 1957 by repealing Section 1, thereof and by adding Section 1153.1 to the Agricultural Code, relating to the establishment of a market news service in the Klamath Basin.

Referred to Committee on Judiciary.

Assembly Bill No. 777—An act to codify Chapter 992 of the Statutes of 1945 by repealing said act, and by adding Article 3 (commencing with Section 13410) to Chapter 4 of Part 3, Division 3, Title 2 of the Government Code, relating to the purchase and acquisition of surplus property from the Federal Government or its agencies.

Referred to Committee on Judiciary.

Assembly Bill No. 779—An act to maintain the Government Code by amending Sections 13210, 13212, and 13213 thereof, relating to state burial grounds.

Referred to Committee on Judiciary.

Assembly Bill No. 780—An act to codify Sections 7, 7.1, and 7.2 of Chapter 20 of the Statutes of 1946, First Extraordinary Session, by amending Sections 6 and 7 and repealing Sections 7.1 and 7.2, and by adding Part 7.5 (commencing with Section 15490) to Division 3 of Title 2 of the Government Code, relating to the State Allocation Board.

Referred to Committee on Judiciary.

Assembly Bill No. 781—An act to maintain the Agricultural Code by amending Sections 375.6, 1014, 1071.4, and 4273 thereof, and by repealing Sections 83 and 207.6 thereof, relating to the plant and animal industry and the products thereof.

Referred to Committee on Judiciary.

Assembly Bill No. 783—An act to maintain the Civil Code by amending Sections 1172 and 3081.1 thereof, and by repealing Section 2924½ thereof, relating to instruments affecting property.

Referred to Committee on Judiciary.

Assembly Bill No. 784—An act to maintain the Code of Civil Procedure by amending Sections 13a, 89, 112, 196.1, 689d, and 690.27 thereof, relating to proceedings in civil cases including the organization, jurisdiction, and administration of courts of justice, and the procedure in civil actions and special proceedings of a civil nature.

Referred to Committee on Judiciary.

Assembly Bill No. 785—An act to maintain the Education Code by amending Sections 1825, 4105.5, 5001, 14641, 18366, and 22674 thereof, and by repealing Section 7714.2 thereof, and by amending Sections 939, 1409, 17151, 14372, 15716, and 27874, and repealing Section 19578, of the Education Code as proposed by Senate Bill No. 2, relating to institutions of learning, including the establishment, maintenance, government, and operation of schools and libraries.

Referred to Committee on Judiciary.

Assembly Bill No. 786—An act to maintain the Fish and Game Code by amending Sections 1082s and 10841 thereof, by amending and renumbering Sections 8317 and 19031 thereof, and by repealing Article 9 (commencing with Section 8100) of Chapter 1, Part 3, Division 6, and Sections 8308, 8309, 8310, 8311, 8312, 8313, 8314, 8315, and 8316, thereof, relating to fish and game.

Referred to Committee on Judiciary.

Assembly Bill No. 787—An act to maintain the Government Code by amending Sections 9141, 9320, 9357.2, 9360.3, 11290, 12541, 13373, 16305.6, 16472, 16480.1, 50532, 51300, and the heading of Chapter 6 (commencing with Section 54300), Part 1, Division 2, Title 5, thereof, and by amending and renumbering Part 10 (commencing with Section 15750) of Division 3, Title 2, Article 4 (commencing with Section 34870) of Chapter 7, Part 1, Division 2, Title 4, Chapter 12 (commencing with Section 55300) of Part 2, Division 2, Title 5, and Chapter 4 (commencing with Section 61930) of Part 7, Division 2, Title 6, thereof, and by repealing Article 2.5 (commencing with Section 21000) of Chapter 8, Part 3, Division 5, Title 2, and Sections 31671.2 and 75030, relating to the government of public agencies within this State.

Referred to Committee on Judiciary.

Assembly Bill No. 788—An act to maintain the Health and Safety Code by amending Sections 4121, 4186.30, 4805, 8741, 14219, 14240, 14254, and 24351.3, and by repealing Section 33280 thereof, relating to health and safety.

Referred to Committee on Judiciary.

Assembly Bill No. 789—An act to maintain the Insurance Code by amending Sections 1802.71 and 10270 thereof, and by repealing Sections 947 and 11580.1 thereof, relating to insurance.

Referred to Committee on Judiciary.

Assembly Bill No. 790—An act to maintain the Labor Code by amending Section 1397.5 thereof, relating to the employment of minors.

Referred to Committee on Judiciary.

Assembly Bill No. 791—An act to maintain the Military and Veterans Code, by amending Section 1180 thereof, relating to memorial districts.

Referred to Committee on Judiciary.

Assembly Bill No. 792—An act to maintain the Penal Code by amending Section 1227 thereof, and by repealing Sections 23, 438, and 441 thereof, relating to crimes and punishment.

Referred to Committee on Judiciary.

Assembly Bill No. 793—An act to maintain the Public Utilities Code by amending Sections 22229, 24503, 24531, 24532, 24533, 24534, and 24535 thereof, relating to the organization and powers of districts.

Referred to Committee on Judiciary.

Assembly Bill No. 794—An act to maintain the Revenue and Taxation Code by amending Sections 3552.42 and 3730 thereof, by amending and renumbering Article 2.5 (commencing with Section 10111) of Chapter 5, Part 4, Division 2 thereof, and by repealing Chapter 2 (commencing with Section 28201) of Part 12, Division 2 thereof, relating to taxation and the raising of revenue.

Referred to Committee on Judiciary.

Assembly Bill No. 795—An act to maintain the Streets and Highways Code by amending Sections 6611, 27001, 27002, 27003, and 27004 thereof, relating to public ways and all appurtenances thereto.

Referred to Committee on Judiciary.

Assembly Bill No. 796—An act to maintain the Vehicle Code by amending Sections 142, 694, and 739.1 thereof, and by repealing Section 422.7 thereof, and by amending Sections 35108 and 40513 of the Vehicle Code as proposed by Assembly Bill No. 5, relating to vehicles and vehicular traffic.

Referred to Committee on Judiciary.

Assembly Bill No. 798—An act to maintain the Welfare and Institutions Code, by amending Sections 156.1, 163, 5400, 6557, 6564, and 6723 thereof, relating to the administration of, and commitment of persons to, the Department of Mental Hygiene.

Referred to Committee on Judiciary.

Assembly Bill No. 799—An act to maintain the Welfare and Institutions Code by amending Section 2181.1 thereof, relating to aid to aged persons.

Referred to Committee on Judiciary.

Assembly Bill No. 801—An act to amend Section 14 of the Santa Clara County Flood Control and Water Conservation District Act (Chapter 1405 of the Statutes of 1951), relating to flood control and water conservation in Santa Clara County.

Referred to Committee on Judiciary.

Assembly Bill No. 848—An act to amend and renumber Section 103.7 (as added by Chapter 1068, Statutes of 1957) of the Welfare and Institutions Code, relating to public assistance recipients.

Referred to Committee on Judiciary.

Assembly Bill No. 849—An act to amend and renumber Section 21661 (as added by Chapter 2154, Statutes of 1957), and the title of Part 6.5 of Division 13 and Sections 36500 to 36509, inclusive (as added by Chapter 1487, Statutes of 1957), of the Water Code, relating to districts.

Referred to Committee on Judiciary.

Assembly Bill No. 850—An act to amend and renumber Section 6403 (added by Stats. 1947, Ch. 887) of the Public Resources Code, relating to the powers and duties of the State Lands Commission with respect to the reservation of mineral deposits in state lands.

Referred to Committee on Judiciary.

Assembly Bill No. 851—An act to repeal Section 186 (as amended by Chapter 2424, Statutes of 1957) of the Water Code, relating to State Water Rights Board.

Referred to Committee on Judiciary.

Assembly Bill No. 853—An act to amend and renumber Sections 20495 (as added by Chapter 1155, Statutes of 1957), 37395 (as added by Chapter 1475, Statutes of 1957), and 70045.9 (as added by Chapter 1786, Statutes of 1957) of the Government Code, relating to local governmental operations.

Referred to Committee on Judiciary.

Assembly Bill No. 854—An act to repeal Sections 21152 (as added by Chapter 65, Statutes of 1957), 21152 (as added by Chapter 936, Statutes of 1957), 21153 (as added by Chapter 936, Statutes of 1957), 69505 (as added by Chapter 1045, Statutes of 1957), and 73650 (as added by Chapter 65, Statutes of 1957) of the Government Code, relating to public employment.

Referred to Committee on Judiciary.

Assembly Bill No. 855—An act to amend and renumber Section 4187 (as added by Chapter 2017, Statutes of 1957) of the Fish and Game Code, relating to special hunting permits.

Referred to Committee on Judiciary.

Assembly Bill No. 856—An act to repeal Section 1354 (as added by Chapter 1037, Statutes of 1957) of the Fish and Game Code, relating to Archibald Lake Public Fishing and Recreation Area.

Referred to Committee on Judiciary.

Assembly Bill No. 857—An act to amend and renumber Section 24206 (as added by Chapter 1275, Statutes of 1957) of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Judiciary.

Assembly Bill No. 858—An act to amend and renumber Section 96 (as added by Chapter 1471, Statutes of 1957) of the Agricultural Code, relating to insurance for horse race meetings.

Referred to Committee on Judiciary.

Assembly Bill No. 1078—An act to amend Section 117r of the Code of Civil Procedure, relating to small claims court counterclaims or cross-complaints.

Referred to Committee on Judiciary.

Assembly Bill No. 1151—An act to amend Section 539 of the Code of Civil Procedure, relating to attachments.

Referred to Committee on Judiciary.

Assembly Bill No. 1153—An act to amend Section 542 of the Code of Civil Procedure, relating to the manner in which property is attached.

Referred to Committee on Judiciary.

Assembly Bill No. 1194—An act to amend Section 23384 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1270—An act to amend Sections 553 and 946 of the Code of Civil Procedure, relating to attachments.

Referred to Committee on Judiciary.

Assembly Bill No. 1458—An act to amend Sections 950 and 1152 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to notice of school district elections.

Referred to Committee on Education.

Assembly Bill No. 1562—An act to amend Section 74266 of the Government Code, relating to fees to be paid to the court clerk by parties to actions or proceedings.

Referred to Committee on Judiciary.

Assembly Bill No. 1563—An act to amend Section 70055 of the Government Code, relating to filing fees.

Referred to Committee on Judiciary.

Assembly Bill No. 1629—An act to amend Sections 206.5 and 206.7 of the Civil Code, relating to proceedings by adult for release from obligation to support parent.

Referred to Committee on Judiciary.

Assembly Bill No. 1755—An act to repeal and add Chapter 4 (commencing with Section 19400) of Division 8 of the Business and Professions Code, thereby recodifying the law relating to horse racing.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1815 An act to amend Sections 23358, 23360, 23361, and 23362 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1994 An act to amend Section 2220.5 of the Welfare and Institutions Code, relating to the termination of old age assistance.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 1997 An act to add Section 35114 to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to width of loads.

Referred to Committee on Transportation.

Assembly Bill No. 2004—An act to add Section 9006.1 to the Welfare and Institutions Code, relating to meetings of local mental health advisory boards.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2060 An act to amend Section 54309 of the Government Code, relating to the issuance of revenue bonds by local agencies.

Referred to Committee on Public Utilities.

Assembly Bill No. 2067—An act to amend Section 74265 of the Government Code, relating to the municipal court established in a district embracing the City of San Bernardino.

Referred to Committee on Local Government.

Assembly Bill No. 2089—An act to amend Section 23104 of the Business and Professions Code, relating to alcoholic beverages.

Referred to Committee on Governmental Efficiency.

Assembly Bill No. 2136 An act to amend Section 784 of the Code of Civil Procedure, relating to partition sales of property.

Referred to Committee on Judiciary.

Assembly Bill No. 2142 An act to add Part 2.3 (commencing at Section 18897) to Division 13 of the Health and Safety Code, relating to organized camps.

Referred to Committee on Public Health and Safety.

Assembly Bill No. 2083—An act to amend Section 21451 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to traffic signals.

Referred to Committee on Transportation.

Assembly Bill No. 1734—An act to amend Sections 11529, 11532, 11532.3 and 11532.7 of the Insurance Code, relating to mutualized insurers.

Referred to Committee on Insurance and Financial Institutions.

REPORTS OF STANDING COMMITTEES

Committee of Rules

SIGNED: Chairman, April 28, 1958

MR. CHAIRMAN: The Committee on Rules has reported.

SIGNED: Bill No. 171

Above reported bill referred to second reading.

FRANKS, Chairman

SIGNED: Chairman, April 28, 1958

MR. CHAIRMAN: The Committee on Rules is in favor of the motion.

SIGNED: Bill No. 172

The bill has been read twice, and referred to the Senate and the House. The bill is in the hands of the Senate and the House.

FRANKS, Chairman

Above reported bill referred to second reading.

Committee of Fish and Game

SIGNED: Chairman, April 27, 1958

MR. CHAIRMAN: The Committee on Fish and Game, is in favor of the motion.

SIGNED: Bill No. 173

The bill has been read twice, and referred to the Senate and the House. The bill is in the hands of the Senate and the House.

FRANKS, Chairman

Above reported bill referred to second reading.

Committee of Transportation

SIGNED: Chairman, April 28, 1958

MR. CHAIRMAN: The Committee on Transportation is in favor of the motion.

Assembly Bill No. 174	174
Assembly Bill No. 175	175
Assembly Bill No. 176	176
Assembly Bill No. 177	177
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Assembly Bill No. 196	196
Assembly Bill No. 197	197
Assembly Bill No. 198	198
Assembly Bill No. 199	199
Assembly Bill No. 200	200

The bill has been read twice, and referred to the Senate and the House. The bill is in the hands of the Senate and the House.

FRANKS, Chairman

Above reported bill referred to second reading.

SIGNED: Chairman, April 28, 1958

MR. CHAIRMAN: The Committee on Transportation is in favor of the motion.

SIGNED: Bill No. 174

SIGNED: Bill No. 175

SIGNED: Bill No. 176

The bill has been read twice, and referred to the Senate and the House. The bill is in the hands of the Senate and the House.

FRANKS, Chairman

Above reported bill referred to second reading.

Above reported bill referred to second reading.

SIGNED: Chairman, April 28, 1958

MR. CHAIRMAN: The Committee on Transportation is in favor of the motion.

SIGNED: Bill No. 177

SIGNED: Bill No. 178

SIGNED: Bill No. 179

The bill has been read twice, and referred to the Senate and the House. The bill is in the hands of the Senate and the House.

FRANKS, Chairman

Above reported bill referred to second reading.

Above reported bill referred to second reading.

Committee on Finance

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: The Committee on Finance, to which was referred:

Senate Bill No. 582

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

McBRIDE, Vice Chairman

Above reported bill ordered to second reading.

Committee on Fish and Game

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 302

Assembly Bill No. 845

Assembly Bill No. 1906

Assembly Bill No. 843

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

ERHART, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Fish and Game, to which were referred:

Senate Bill No. 497

Assembly Bill No. 643

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and do pass as amended.

ERHART, Chairman

Above reported bills ordered to second reading.

Committee on Business and Professions

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Bill No. 927

Has had the same under consideration, and reports the same back with the recommendation: Bill and proposed amendments be re-referred to Committee on Rules for interim committee study.

JOHNSON, Chairman

Above reported bill re-referred to Committee on Rules.

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Assembly Bill No. 687

Assembly Bill No. 1028

Assembly Bill No. 1248

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 813

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be re-referred to Committee on Finance.

JOHNSON, Chairman

Above reported bill re-referred to Committee on Finance.

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which were referred:

Senate Bill No. 510

Senate Bill No. 733

Assembly Bill No. 160

Assembly Bill No. 470

Assembly Bill No. 600

Assembly Bill No. 725

Assembly Bill No. 727

Has had the same under consideration, and reports the same back with the recommendation: Do pass.

JOHNSON, Chairman

Above reported bills ordered to second reading.

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Senate Resolution No. 43

Has had the same under consideration, and reports the same back with the recommendation: Be adopted.

JOHNSON, Chairman

Above reported resolution ordered to third reading.

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Committee on Business and Professions, to which was referred:

Assembly Bill No. 690

Has had the same under consideration, and reports the same back with the recommendation: Do pass, and be placed on the Consent Calendar.

JOHNSON, Chairman

Above reported bill ordered to second reading.

Committee on Judiciary

SENATE CHAMBER, April 15, 1959

MR. PRESIDENT: The Committee on Judiciary, to which was referred:

Senate Bill No. 923

Has had the same under consideration, and reports the same back with amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

Above reported bill ordered to second reading.

Committee on Institutions

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Institutions, to which was referred:

Senate Bill No. 1062

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

COOMBS, Chairman

MOTION TO AMEND SENATE BILL NO. 1062

Senator Thompson moved that Senate Bill No. 1062 be amended and re-referred to Committee on Institutions.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1062—An act to add Sections 2300.1, 2300.2, 2300.3, and 2300.4 to, and to amend Section 2301 of, the Welfare and Institutions Code, relating to the regulation of institutions and boarding homes for aged persons.

Bill read second time.

Motion to Amend

Senator Thompson moved the adoption of the following amendments:

Amendment No. 1

In lines 1 and 2 of the title of the printed bill, strike out ", and to amend Section 2301 of,".

Amendment No. 2

On page 1, line 3, strike out "appointed", and insert "elected".

Amendment No. 3

On page 1, lines 9 and 10, strike out "appointed by the Governor", and insert "elected by the persons licensed by the department or any of its accredited agencies under this chapter".

Amendment No. 4

On page 1, lines 10 and 11, strike out "appointment", and insert "election".

Amendment No. 5

On page 1, line 11, after the period, insert "The first election under this section shall be conducted by the department in accordance with rules and regulations adopted by the State Social Welfare Board, and shall be held not earlier than October 1, 1959, nor later than October 15, 1959. Thereafter, each annual election of board members shall be conducted by the department in accordance with rules and regulations of the advisory board, and shall be held between October 1 and October 15, as determined by the board."

Amendment No. 6

On page 1, line 11, strike out "appointed", and insert "elected".

Amendment No. 7

On page 2, strike out lines 3 to 9, inclusive, and insert

"Of the members first elected to the board, the terms of the five persons receiving the highest vote shall expire on October 15, 1963; the terms of the five persons receiving the next highest vote shall expire on October 15, 1962; the terms of the five persons receiving the next highest vote shall expire on October 15, 1961; and the terms of the remaining five members shall expire on October 15, 1960. The successors to such members shall hold office for four years."

Amendment No. 8

On page 2, line 12, after "compensation", insert "or travel expense".

Amendment No. 9

On page 2, strike out lines 20 to 30, inclusive, and insert

"2300.4. The State Board of Social Welfare and the department shall refer to the advisory board for its consideration and recommendations, prior to adoption, proposed rules and regulations and amendments thereto, and minimum standards for the government of any institution or boarding home for aged persons or for the performance of any service specified in Section 2301 of this code. The State Social Welfare Board and the department shall also submit to the advisory board for its consideration and recommendations a handbook of information and instructional material for use in connection with this chapter. The advisory board shall assist the department to develop resources for institutions to aid the institutions to improve the care and services provided to aged persons."

Amendment No. 10

On page 2, strike out lines 31 to 39, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Institutions.

REPORTS OF STANDING COMMITTEES**Committee on Transportation**

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Transportation, to which was referred:

Assembly Bill No. 1363

Reports the same back with author's amendments with the recommendation: Amended, and re-refer to the committee.

COLLIER, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 1363

Senator Collier moved that Assembly Bill No. 1363 be amended and re-referred to Committee on Transportation.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1363 -An act to add Section 670.84 to the Vehicle Code, and to add Section 26504 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to airbrakes for vehicles.

Bill read second time.

Motion to Amend

Senator Collier moved the adoption of the following amendments:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "Section 670.84 to the Vehicle Code, and to add".

Amendment No. 2

In lines 2 and 3 of the title, strike out "proposed by Assembly Bill No. 5", and insert "enacted by the Legislature at the 1959 Regular Session".

Amendment No. 3

On page 1, line 1, strike out "670.84 is added to the Vehicle Code", and insert "26504 is added to the Vehicle Code as enacted by the Legislature at the 1959 Regular Session".

Amendment No. 4

On page 1, strike out lines 3 through 10, inclusive.

Amendment No. 5

On page 1, lines 13 and 14, strike out "will not exceed 120 pounds per square inch. The", and insert "and the".

Amendment No. 6

On page 1, strike out line 15, and insert "shall be within limits prescribed by the department. In adopting regulations specifying such pressures the department shall consider the safe operating capacities of the various airbrake systems which are now or may be used on motor vehicles and shall be guided by the designed capabilities of those systems."

Amendment No. 7

On page 1, strike out lines 16 through 21, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Transportation.

REPORTS OF STANDING COMMITTEES**Committee on Fish and Game**

SENATE CHAMBER, SACRAMENTO, April 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Fish and Game, to which were referred:

Senate Bill No. 56

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

ERHART, Chairman

MOTION TO AMEND SENATE BILL NO. 56

Senator Murdy moved that Senate Bill No. 56 be amended and re-referred to Committee on Fish and Game.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 56—An act to amend Sections 200 and 201 of the Fish and Game Code, relating to commercial fishing.

Bill read second time.

Motion to Amend

Senator Murdy moved the adoption of the following amendments:

Amendment No. 1

Strike out line 1 of the title of the printed bill, and insert "An act to amend Sections 30, 703, and 725 of, and to add Article 3 (commencing with Section 750) to Chapter 1, Division 2 of, the Fish and Game".

Amendment No. 2

On page 1, strike out line 1, and insert

"SECTION 1. Section 30 of the Fish and Game Code is amended to read:

30. "Commission" means the Fish and Game Commission, and "commissioner" means a member of the Fish and Game Commission as to all provisions relating to other than the taking of fish for profit. "Commission" as used in provisions relating to the taking of fish for profit means the Commercial Fish Commission created in Article 3 (commencing with Section 750) of Chapter 1, Division 2, and "commissioner" as used in provisions relating to the taking of fish for profit means a member of the Commercial Fish Commission.

SEC. 2. Section 703 of said code is amended to read:

703. General policies for the conduct of the department as to all matters except matters relating to the taking of fish for profit shall be formulated by the Fish and Game Commission. General policies for the conduct of the department as to matters relating to the taking of fish for profit shall be formulated by the Commercial Fish Commission. The director shall be guided by such policies and is responsible to the appropriate commission for administration of the department in accordance therewith.

SEC. 3. Section 725 of said code is amended to read:

725. There is in the department the Marine Research Division headed by a chief of the division who shall administer the division in accordance with the policies of the Marine Research Committee consisting of nine members.

The Marine Research Division is responsible for furnishing the Fish and Game Commission and the Commercial Fish Commission with all necessary data and information required by them in carrying out their respective powers and duties.

SEC. 4. Article 3 (commencing with Section 750) is added to Chapter 1, Division 2, of said code, to read:

Article 3. Commercial Fish Division

750. There is in the department a Commercial Fish Division headed by a chief of the division who shall administer the division in accordance with policies established by the Commercial Fish Commission consisting of five members.

751. The Commercial Fish Commission shall be appointed by the Governor and shall hold office for four years or until their successors are appointed and qualify.

Two of such members shall be men experienced in, and actively engaged in, the canning or reduction of fish for profit. One such member shall be the owner of a vessel actively engaged in the taking of fish for profit. One member shall be actively engaged in the selling of fish in the fresh fish market and one member shall represent the public at large and shall not be affiliated with any of the businesses represented by the other members on the commission.

752. Members of the commission shall serve without compensation. They shall be reimbursed from the Fish and Game Preservation Fund for their actual and necessary expenses.

753. The commission has all powers and duties specified as duties or powers of the commission in Part 3 (commencing with Section 7600) of Division 6 and shall have all powers and duties given the commission elsewhere in this code which relate to the taking of fish for profit.

754. In exercising these powers and in making any regulations pursuant to these powers the commission shall only exercise its powers in so far as such exercise is necessary in order to provide for the preservation and proper utilization of the fish involved. Such regulations shall also so regulate the taking of fish for profit as to prevent deterioration and waste of fish.

755. Regulations of the Commercial Fish Commission shall only be made after a public hearing has been held on the proposed regulations and notice of the hearing and proposed regulation has been given by publication in at least one newspaper of general circulation in the State at least 10 days prior to such hearing.

756. Every regulation of the commission shall be filed with the Secretary of State, and shall become effective at the time specified therein, but not sooner than 10 days after filing.

757. The commission may do anything that it deems necessary and proper to give full force and effect to the intent of the act and that persons likely to be affected by it may be informed. The failure of the commission to provide any notice other than that specified in this article shall not impair the validity of such regulations."

Amendment No. 3

On page 1, strike out lines 2 to 20, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Fish and Game.

REPORTS OF STANDING COMMITTEES

Committee on Local Government

SENATE CHAMBER, April 28, 1959

Mr. PRESIDENT. The Chairman of the Committee on Local Government, to which were referred:

Senate Bill No. 1174

Assembly Bill No. 1824

Reports the same back with certain amendments with the recommendation: Amend, and re-refer to the committee.

TEALE, Chairman

MOTION TO AMEND SENATE BILL NO. 1174

Senator STERN moved that Senate Bill No. 1174 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1174—An act to add Sections 20900, 22154, and 22214 to the Government Code, relating to participation in the Federal Old Age, Survivors and Disability Insurance program by employees of school districts.

Bill read second time.

Motion to Amend

Senator STERN moved the adoption of the following amendments:

Amendment No. 1

In line 4 of the title of the printed bill, strike out the period, and insert "; declaring the urgency thereof, to take effect immediately."

Amendment No. 2

On page 1, line 7, strike out the period, and insert "other than one whose employees who are members were included in the federal system before the effective date of this section."

Amendment No. 3

On page 1, line 16, after "and", insert "and whose employees who are members are not already covered under the federal system".

Amendment No. 4

On page 2, after line 26, insert

"Sec. 1. This act is declared to be necessary for the immediate preservation of the public peace, health or safety, within the meaning of Article IV of the Constitution, and shall go into immediate effect. The facts constituting such necessity are:

Under the Social Security Act, school employees brought into coverage before January 1, 1960, may become eligible immediately for benefits under Federal Old Age, Survivors and Disability Insurance. In order that school district employees may take advantage of this provision, it is necessary that this act take effect immediately."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

MOTION TO AMEND ASSEMBLY BILL NO. 1824

Senator Teale moved that Assembly Bill No. 1824 be amended and re-referred to Committee on Local Government.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1824 An act to amend Section 32106 of the Health and Safety Code, relating to local hospital districts.

Bill read second time.

Motion to Amend

Senator Teale moved the adoption of the following amendment:

Amendment No. 1

On page 1, line 14, of the printed bill, as amended in the Assembly on April 17, 1959, after the period, insert "However, no official action by the board of directors adversely affecting an applicant for or member of the medical staff shall be taken without first having offered the applicant for or member of the medical staff, an opportunity for a public hearing."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Local Government.

REPORTS OF STANDING COMMITTEES

Committee on Governmental Efficiency

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Governmental Efficiency, to which were referred:

Senate Bill No. 597

Assembly Bill No. 1425

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

GIBSON, Chairman

MOTION TO AMEND SENATE BILL NO. 597

Senator Farr moved that Senate Bill No. 597 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 597—An act to amend the heading of Title 7 of, to add Chapter 1.5 (commencing at Section 65011.1) to, Title 7 of, to repeal Section 65004 and to repeal Articles 1.5 and 2 of Chapter 1 of Title 7 of, and to repeal Sections 65060 and 65061, and to amend Sections 65000 and 65062 of the Government Code, relating to state, regional and local planning, establishing the Office of State Planning and Conservation in the Department of Finance, providing for and assigning powers and duties to said office, creating a policy-making council and an advisory committee for said office.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

Strike out the title of the printed bill, as amended in Senate March 13, 1959, and insert
 "An act to repeal Sections 65004, 65060 and 65061, and Articles 1.5 (commencing at Section 65020) and 2 (commencing at Section 65030) of Chapter 1 of Title 7,

to amend Section 65062, and to add Chapter 1.5 (commencing at Section 65011.1) to Title 7, of the Government Code, relating to state, regional and local planning, establishing the State Office of Planning in the Department of Finance, providing for and assigning powers and duties to such office, and creating an advisory committee for the office."

Amendment No. 2

On page 1, strike out lines 1 to 4, inclusive.

Amendment No. 3

On page 1, line 6, strike out "SEC. 2.", and insert "SECTION 1."

Amendment No. 4

On page 1, strike out lines 9 to 12, inclusive.

Amendment No. 5

On page 1, line 13, strike out "SEC. 4.", and insert "SEC. 2."

Amendment No. 6

On page 1, line 15, after "the", insert "State".

Amendment No. 7

On page 1, line 16, strike out "State".

Amendment No. 7.5

On page 1, line 16, strike out "and Conservation".

Amendment No. 8

On page 2, line 1, strike out "SEC. 5.", and insert "SEC. 3."

Amendment No. 9

On page 2, line 4, after "State", insert "Office of".

Amendment No. 10

On page 2, line 9, strike out "Local".

Amendment No. 11

On page 2, strike out lines 10 to 13, inclusive, and insert "65011.2. "Office" as used in this chapter means the State Office of Planning."

Amendment No. 12

On page 3, lines 6, 7 and 8, strike out ", and shall have responsibility for comprehensive physical planning as it relates to the physical growth and development of the State and its resources".

Amendment No. 13

On page 3, line 11, after "a", insert "comprehensive".

Amendment No. 14

On page 3, lines 21 and 22, strike out "an Office of State Planning and Conservation", and insert "a State office of Planning".

Amendment No. 15

On page 3, line 24, strike out "Office of State Planning and Conservation", and insert "State Office of Planning".

Amendment No. 16

On page 3, line 25, strike out "as a division of", and insert "in".

Amendment No. 17

On page 3, line 26, strike out "in the State Government".

Amendment No. 18

On page 3, lines 27 and 28, strike out "division chief to be known and designated as the State".

Amendment No. 19

On page 3, line 29, strike out "Office of State Planning and Conservation", and insert "State Office of Planning".

Amendment No. 20

On page 3, lines 33 and 34, strike out "with the assistance of", and insert ", in co-operation with, and utilizing the physical development plans as prepared by,".

Amendment No. 21

On page 3, line 41, after "for", insert "the co-ordination of".

Amendment No. 22

On page 3, line 44, after "problems", insert ", and for the undertaking of such studies when necessary".

Amendment No. 23

On page 4, lines 15 and 16, strike out "State Planning and Conservation Council and the Local".

Amendment No. 24

On page 4, line 28, strike out "State".

Amendment No. 25

On page 4, line 32, strike out "State".

Amendment No. 26

On page 4, line 36, strike out "State".

Amendment No. 27

On page 4, line 40, strike out "State".

Amendment No. 28

On page 4, line 43, strike out "State".

Amendment No. 29

On page 4, lines 45 and 46, strike out "executive secretary of the State Planning and Conservation Council and of the executive", and insert "administrative".

Amendment No. 30

On page 4, line 47, strike out "Local".

Amendment No. 31

On page 4, line 48, strike out "State".

Amendment No. 32

On page 5, line 25, after "trends", insert ", in co-operation with, and utilizing the physical development plans as prepared by state, local, regional and federal agencies;"

Amendment No. 33

On page 5, line 32, strike out "may", and insert "shall".

Amendment No. 34

On page 5, line 33, after "of", insert "state".

Amendment No. 35

On page 5, line 33, after "government," insert "and may seek such advice and co-operation from any".

Amendment No. 36

On page 5, line 51, strike out the comma.

Amendment No. 37

On page 6, line 28, strike out "State".

Amendment No. 38

On page 6, line 34, after "shall", insert "participate in the preparation of the State Development Plan or revisions thereof, and shall".

Amendment No. 39

On page 6, lines 35 and 36, strike out "to said State Development Plan, or revision thereof," and insert "thereto".

Amendment No. 40

On page 6, line 37, after "jurisdiction", insert ", but such duty to consider said plan shall not operate to circumscribe the authority of such department, board or agency".

Amendment No. 41

On page 6, line 49, after "plan", insert "together with his comments and recommendations".

Amendment No. 42

On page 6, lines 50 and 51, strike out "together with the comments and recommendations of the State Planning and Conservation Council".

Amendment No. 43

On page 7, line 7, strike out "State".

Amendment No. 44

On page 7, lines 9 and 10, strike out "State Planning and Conservation Council and of the".

Amendment No. 45

On page 7, line 28, after "projects", insert "which are, in its opinion,".

Amendment No. 46

On page 7, line 50, strike out "or", and insert "of".

Amendment No. 47

On page 7, line 52, after "recommendations", insert ", provided that public works projects shall not be delayed pending the preparation or revision of the State Development Plan".

Amendment No. 48

On page 8, line 21, strike out "Local".

Amendment No. 49

On page 8, line 43, strike out "Local".

Amendment No. 50

On page 9, line 43, strike out "State".

Amendment No. 51

On page 9, line 48, strike out "State".

Amendment No. 52

On page 10, line 2, strike out "State Planning and Conservation", and insert "Planning".

Amendment No. 53

On page 10, line 11, strike out "State".

Amendment No. 54

On page 10, line 12, strike out "and Conservation".

Amendment No. 55

On page 10, between lines 18 and 19, insert

**"Article 10. Establishment of Planning
Advisory Committee. Purposes,
Powers and Duties**

65020.1. In order to provide assistance to state and local agencies in preparing reports, obtaining information, and making recommendations relating to state and local planning, the Planning Advisory Committee is created.

65020.2. The committee shall consist of seven members appointed by the Governor and serving at his pleasure, selected as follows:

(a) Five representing the counties, two of whom shall be county supervisors, two members of county planning commissions and one a county planning director.

(b) Five representing the cities, two of whom shall be city councilmen, two city planning commission members, and one a city planning director.

(c) A member representing the schools who shall be a county superintendent of schools.

65020.3. The committee shall provide advice and guidance to the State Office of Planning in the planning function.

65020.4. The State Office of Planning shall provide as complete local planning assistance as the committee shall specify.

65020.5. No regulatory powers concerning local planning are vested in the State Office of Planning, the Department of Finance, or the committee.

65020.6. The members of the committee shall receive no compensation for their services, but shall be reimbursed the actual amounts of their reasonable and necessary expenses incurred in attending the meetings of the committee.

65020.7. The committee shall meet at the call of the chairman and at such places as the committee may designate.

65020.8. The committee shall select a chairman and a vice chairman from its membership.

65020.9. The administrative secretary of the committee shall be the Planning Officer or his designated representative."

Amendment No. 56

On page 10, strike out lines 20 to 51, inclusive, and strike out all of pages 11, 12, and 13.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

MOTION TO AMEND ASSEMBLY BILL NO. 1425

Senator Gibson moved that Assembly Bill No. 1425 be amended and re-referred to Committee on Governmental Efficiency.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 1425—An act to add Section 13292.5 to the Government Code, relating to the mishandling of state funds.

Bill read second time.

Motion to Amend

Senator Gibson moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 5, of the printed bill, as amended in Assembly April 2, 1959, strike out "and", and insert a comma.

Amendment No. 2

On page 1, line 6, after "General", insert ", and the State Controller".

Amendment No. 3

On page 1, strike out lines 13 and 14, and insert
"Failure to give notice as required by this section constitutes grounds for dismissal."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Governmental Efficiency.

REPORTS OF STANDING COMMITTEES

Committee on Finance

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Finance, to which was referred:

Assembly Bill No. 218

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

McBRIDE, Chairman

MOTION TO AMEND ASSEMBLY BILL NO. 218

Senator Burns moved that Assembly Bill No. 218 be amended and re-referred to Committee on Finance.

Motion carried.

SECOND READING OF ASSEMBLY BILLS (OUT OF ORDER)

Assembly Bill No. 218—An act to add Chapter 1.5 (commencing at Section 17261) to Division 14 of the Education Code as enacted by the Legislature at its 1959 Regular Session, relating to property valuations for the purpose of allocating money to school districts, and the adjustment of school district tax rates as a result thereof.

Bill read second time.

Motion to Amend

Senator Burns moved the adoption of the following amendments:

Amendment No. 1

On page 2 of the printed bill, as amended in Senate April 6, 1959, strike out lines 4 to 7, inclusive, and in line 8, strike out "trict in the county", and insert "wealth within each county."

Amendment No. 2

On page 3, strike out lines 24 to 50, inclusive, and insert "17267. Notwithstanding any other provision of this code, the maximum general fund tax rate of a school district as determined by Section 20751 or 20803, whose district aid is computed under Sections 17702 and 17702.1 or under Section 17901 or 17903, using a valuation based upon the statewide ratio that is greater than a valuation based upon the local ratio, shall be increased by a percentage equal to the proportion which the difference between valuations based on the statewide and local ratios bear to a valuation based on a local ratio."

Amendment No. 3

On page 4, line 1, strike out "17269", and insert "17268".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Finance.

REPORTS OF STANDING COMMITTEES**Committee on Education**

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Education, to which were referred:

Senate Bill No. 1063

Senate Bill No. 1064

Senate Bill No. 1065

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

DONNELLY, Chairman

MOTION TO AMEND SENATE BILL NO. 1063

Senator Miller moved that Senate Bill No. 1063 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1063—An act to add Section 23611 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state colleges.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 3, of the printed bill, after "association", strike out "except", and insert "other than"; and after "body", insert "or alumni".

Amendment No. 2

On page 1, line 5, strike out "State", and on line 6, strike out "State, or".

Amendment No. 3

On page 1, line 7, after "college", strike out ". The funds of the student body associations shall", and strike out all of lines 8, 9, 10, and 11, and insert "except that a state college may establish or operate a nonprofit corporation subject to regulations established by the Director of Education, subject to approval of the Director of Finance, to:

- (1) Operate the college cafeteria, book store and other campus services,
- (2) Operate student housing,
- (3) Maintain student projects,

(4) Lease real property and other facilities in accordance with Education Code Sections 24101 to 24103, inclusive.

Such corporation or student or alumni associations shall not:

(1) Receive gifts or donations for scholarships or student loans,

(2) Donate to any political campaigns,

(3) Expend or loan funds for the personal benefit of any college official or employee,

(4) Invest in any securities other than government bonds except as approved by the Director of Finance,

(5) Purchase or hold property for the personal benefit of any college official or employee.

Such corporation shall at all times maintain indemnity bonds sufficient to protect all cash assets."

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 1064

Senator Miller moved that Senate Bill No. 1064 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1064—An act to add Section 24205.2 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to state college presidents.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 11, inclusive, and insert "24205.2. No state college official or employee shall solicit money or other property for any purposes except for scholarships, student loans, research or other projects directly related to the educational functions of the college. The president shall not personally accept donations or gifts but may authorize the college business office to receive gifts or donations for scholarships, student loans, research or other projects. Donations or gifts for scholarships and student loans shall be deposited in a trust account as provided in Sections 16305 to 16305.7 of the Government Code. Donations and gifts for research and other projects shall be accepted and maintained in accordance with regulations established by the Director of Education, subject to approval of the Director of Finance. The intent of this section is to prevent any state college employee or employee of a state college auxiliary organization from benefitting personally as a result of gifts and donations in support of the college or any of its operations."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

MOTION TO AMEND SENATE BILL NO. 1065

Senator Miller moved that Senate Bill No. 1065 be amended and re-referred to Committee on Education.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 1065—An act to add Section 24054 to the Education Code, as enacted by the Legislature at its 1959 Regular Session, relating to audit of state college funds.

Bill read second time.

Motion to Amend

Senator Miller moved the adoption of the following amendment :

Amendment No. 1

On page 1 of the printed bill, after line 8, insert "The operation of state college auxiliary organizations shall be conducted in conformity with regulations established by the Director of Education and approved by the Director of Finance."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Education.

REPORTS OF STANDING COMMITTEES**Committee on Judiciary**

SENATE CHAMBER, April 28, 1959

MR. PRESIDENT: The Chairman of the Committee on Judiciary, to which was referred :

Senate Bill No. 234

Reports the same back with author's amendments with the recommendation: Amend, and re-refer to the committee.

REGAN, Chairman

MOTION TO AMEND SENATE BILL NO. 234

Senator Farr moved that Senate Bill No. 234 be amended and re-referred to Committee on Judiciary.

Motion carried.

SECOND READING OF SENATE BILLS (OUT OF ORDER)

Senate Bill No. 234—An act to add Chapter 2.5 (commencing at Section 1203.50) to Title 4, Part 3 of the Code of Civil Procedure, relating to oil and gas liens.

Bill read second time.

Motion to Amend

Senator Farr moved the adoption of the following amendments:

Amendment No. 1

On page 1, line 24, of the printed bill, as amended in Senate April 20, 1959, after "wages", insert a period, and strike out lines 25 and 26.

Amendment No. 2

On page 3, line 36, strike out "affixed", and insert "arising".

Amendment No. 3

On page 5, strike out lines 7 to 9, inclusive, and in line 10, strike out "(c)", and insert "(b)".

Amendment No. 4

On page 6, strike out lines 5 to 9, inclusive, and insert "1203.62. Nothing in this chapter shall be construed to impair or affect the right of any person to whom any debt may be due for work performed or materials or services furnished to maintain a personal action against the person liable for such debt."

Amendment No. 5

On page 6, strike out lines 23 to 26, inclusive.

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Judiciary.

REQUEST FOR UNANIMOUS CONSENT

Senator Collier asked for, and was granted, unanimous consent to have the following amendments which have been submitted to the Committee on Transportation to Senate Bill No. 576 by Senators Coombs,

Dolwig, Gibson, McCarthy, and McAteer, printed in the Journal for the benefit of the Members of the Senate:

Submitted by Senator Coombs

Amendment No. 1

In lines 9 and 10 of the title of the printed bill, as amended in Senate April 24, 1959, strike out "Part 3 (commencing at Section 27000) of Division 16,".

Amendment No. 2

In lines 14 and 15 of the title, strike out "Part 3 (commencing at Section 27000) of Division 16,".

Amendment No. 3

On page 3, line 30, strike out "Napa".

Amendment No. 4

On page 36, after line 51, insert
"67372. The authority shall have no power to acquire, operate, or maintain the Golden Gate Bridge or any other property of the Golden Gate Bridge and Highway District."

Amendment No. 5

On page 37, strike out lines 20 to 51, inclusive; strike out all of pages 38, 39 and 40; and on page 41, strike out lines 1 to 3, inclusive.

Amendment No. 6

On page 41, line 4, strike out "4", and insert "2".

Amendment No. 7

On page 41, line 6, strike out "5", and insert "3".

Amendment No. 8

On page 41, line 40, strike out "6", and insert "4".

Amendment No. 9

On page 42, line 4, strike out "SEC. 7", and insert "5".

Amendment No. 10

On page 42, line 14, strike out "8", and insert "6".

Amendment No. 11

On page 42, line 17, strike out "9", and insert "7".

Amendment No. 12

On page 45, line 26, strike out "10", and insert "8".

Amendment No. 13

On page 45, line 29, strike out "11", and insert "9".

Amendment No. 14

On page 45, line 35, strike out "12", and insert "10".

Amendment No. 15

On page 45, line 37, strike out "13", and insert "11".

Amendment No. 16

On page 46, line 5, strike out "14", and insert "12".

Amendment No. 17

On page 46, line 15, strike out "15", and insert "13".

Amendment No. 18

On page 46, line 24, strike out "16", and insert "14".

Amendment No. 19

On page 46, line 36, strike out "17", and insert "15".

Amendment No. 20

On page 49, line 1, strike out "18", and insert "16".

Amendment No. 21

On page 49, line 50, strike out "19", and insert "17".

Amendment No. 22

On page 50, strike out lines 9 and 10.

Submitted by Senator Dolwig**Amendment No. 1**

On page 15, line 9, of the printed bill, as amended in Senate April 24, 1959, strike out "The authority may negotiate and enter into agree-", and strike out lines 10 to 17, inclusive.

Submitted by Senator Gibson**Amendment No. 1**

Strike out line 9 of the title of the printed bill, as amended in Senate April 24, 1959, and insert "ernment Code, and to amend Section 30001 of, and to repeal Part 3".

Amendment No. 2

Strike out lines 13 and 14 of the title, and insert "Sections 30001.1, 30001.5, 30001.7, Part 3 (commencing at Section 27000) of Divi-".

Amendment No. 3

On page 3, line 31, strike out "Solano".

Amendment No. 4

On page 41, strike out lines 4 and 5 and insert

"SEC. 4. Section 30001 of the Streets and Highways Code is amended to read: 30001. It is the policy of the State to acquire and own toll bridges situated upon or along any part of the highways of the State, and ultimately to eliminate all toll charges thereon, *except that this policy shall not apply to a toll bridge connecting any two points both of which are situated within the jurisdiction of the Golden Gate Authority created by Chapter 1 (commencing at Section 67000) of Title 7.5 of the Government Code.*"

Amendment No. 5

On page 41, line 6, strike out "30001", and insert "30001.1".

Amendment No. 6

On page 41, line 8, strike out "30001", and insert "30001.1".

Amendment No. 7

On page 45, strike out lines 29 to 52, inclusive; and on page 46, strike out lines 1 to 35, inclusive.

Amendment No. 8

On page 46, line 36, strike out "17", and insert "11".

Amendment No. 9

On page 49, line 1, strike out "18", and insert "12".

Amendment No. 10

On page 49, line 50, strike out "19", and insert "13".

Amendment No. 11

On page 50, lines 3 and 4, strike out "The parallel Carquinez Bridges and the Benicia-Martinez Bridge,".

Amendment No. 12

On page 50, line 9, strike out "20", and insert "14".

Submitted by Senator McCarthy**Amendment No. 1**

On page 37 of the printed bill, as amended in Senate April 24, 1959, strike out line 20, and insert

"SEC. 1.5. Section 27179.5 is added to the Streets and Highways Code, to read: 27179.5. The board shall consult with and shall obtain the advice and confirmation of the Golden Gate Authority with respect to:

(a) Any change in tolls charged or to be charged;
(b) Incurring of any indebtedness for borrowed money or the retirement or refunding of any indebtedness;
(c) Amounts to be set aside pursuant to the provisions of Section 27300 of this code; and

(d) The construction or acquisition of any works where the cost thereof exceeds one hundred thousand dollars (\$100,000).

SEC. 2. Part 3 (commencing at Section 27000 and including Section 27179.5) of Division".

Amendment No. 2

On page 41, line 2, after "gram.", insert "It is determined advisable that this part shall not be effective and that the directors of the Golden Gate Bridge and Highway District shall continue to operate the Golden Gate Bridge until such time as funds sufficient to satisfy all outstanding general obligation bonds of such district shall have been deposited in trust and all counties within such district shall have been reimbursed for taxes paid to such district for district purposes. Until such time the directors of such district shall consult with and obtain the advice and confirmation of the Golden Gate Authority with respect to expenditures of district revenues, changes in tolls and the setting aside of cash reserves so that the transfer of the Golden Gate Bridge to the Golden Gate Authority may be accomplished in an orderly manner and at the earliest practicable date."

Amendment No. 3

On page 50, strike out lines 9 and 10, and insert

"SEC. 20. Sections 2 and 3 of this act shall take effect on a date to be established by the Golden Gate Authority by a resolution adopted by its board of commissioners. Said date shall be a date not earlier and not more than 40 days later than such time as each county member of the Golden Gate Bridge and Highway District has been reimbursed for the amount of all taxes levied and collected by such county and paid to the district for district purposes, and funds sufficient to satisfy all outstanding general obligation bonds of the Golden Gate Bridge and Highway District shall have been deposited in trust for that purpose."

Submitted by Senator McAteer

Amendment No. 1

On page 2, line 38, of the printed bill, as amended in Senate April 24, 1959, strike out "other publicly-owned metropolitan", and insert "rapid transit".

Amendment No. 2

On page 3, line 36, after "(c)", insert "Rapid transit, (d)".

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Fisher:

SENATE CHAMBER, April 27, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1281—An act to amend Section 11260 of the Water Code, relating to the Feather River Project.

Respectfully submitted,

SENATOR FISHER

Recommendation of Committee on Rules

SENATE CHAMBER, April 28, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Fisher:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1281.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Slattery, Stiern, Teale, and Williams—33.
 NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

LETTER OF TRANSMITTAL

SENATE CHAMBER, SACRAMENTO, April 28, 1959

Hon. Glenn M. Anderson
President of the Senate, and
Gentlemen of the Senate
Senate Chamber, Sacramento

MR. PRESIDENT AND GENTLEMEN OF THE SENATE: Pursuant to Senate Resolution No. 168, which appears on page 5134 of the Senate Journal for June 12, 1957, the Senate Interim Committee on Small Boat Harbors was created and the following Members of the Senate were appointed to said committee by the Senate Committee on Rules:

Senator John J. Hollister, Jr.
 Senator James E. Busch
 Senator Donald L. Grunsky
 Senator Fred H. Kraft
 Senator Robert I. McCarthy

The committee herewith submits a progress report of its findings to date.

Respectfully submitted,

JOHN J. HOLLISTER, JR., Chairman
 JAMES E. BUSCH
 DONALD L. GRUNSKY

FRED H. KRAFT
 ROBERT I. MCCARTHY

Letter of transmittal ordered printed in the Journal and the report ordered printed in the Appendix to the Journal.

MOTION TO PRINT COPIES OF THE REPORT

Senator Hollister moved that 2,500 copies of the report by the Interim Committee on Small Boat Harbors be printed for distribution.

Motion carried.

RESOLUTIONS

The following resolution was offered:

By Senator Cameron:

Senate Resolution No. 101

Relative to the passing of Arthur K. Brennan

WHEREAS, The Senate has learned with profound regret that on April 18, 1959, Arthur K. Brennan, a highly respected citizen and public official of Placer County, passed from this life; and

WHEREAS, Arthur K. Brennan was a native of Placer County and spent his entire life in that area, being the son of Mr. and Mrs. James K. Brennan, pioneer residents of the community, making his home on a ranch near Loomis; and

WHEREAS, Arthur K. Brennan, after serving for a number of years as a special agent for the Southern Pacific Railroad became the Tax Collector for Placer County, serving six years in that capacity, and took over the duties of tax collector and treasurer at the time when these two positions were combined, and

WHEREAS, Arthur K. Brennan was a veteran of World War I, a past commander of the Richard W. Townsend Post of the American Legion of Auburn, was a member of the Stacker Post at Loomis, a member of the Native Sons, the Loomis Lions Club, past president of the Auburn Eagles and of the Auburn Horsemen, and member of the Placer County Chamber of Commerce; and

WHEREAS, In addition to his public service and participation in important community organizations, he was deeply respected and highly esteemed by a great number of his fellow Californians, particularly his host of friends in Placer County; now, therefore, be it

Resolved by the Senate of the State of California, That it deplores the passing of this stalwart, patriotic Californian and desires by this resolution to convey its sympathy to the bereaved members of his family, and those friends who most keenly feel his loss; and be it further

Resolved, That the Secretary of the Senate be and he is hereby instructed to forward suitably prepared copies of this resolution to Hazel Brennan, wife, Lieutenant James J. Brennan, son, Patricia Lawrence, stepdaughter and Harris Flannagan, stepson, of the late Arthur K. Brennan.

Resolution read, and unanimously adopted on motion by Senator Cameron.

CONSIDERATION OF DAILY FILE

Consideration of Assembly Amendments

Senate Bill No. 177—An act to add Division 19 (commencing at Section 70000) to the Water Code, relating to levee districts.

The question being: Shall the Senate concur in the following Assembly amendment to Senate Bill No. 177?

Amendment No. 1

On page 10, after line 45, of the printed bill, as amended in Senate March 2, 1959, insert

"CHAPTER 9. DISSOLUTION

70280. A district may be dissolved in the manner provided in Chapter 4 (commencing with Section 58950) of Division 1, Title 6 of the Government Code."

The roll was called, and the Senate concurred in Assembly amendment to Senate Bill No. 177 by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAtter, Miller, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Slattery, Stiern, Teale, Thompson, and Williams—34.

NOES—None.

Above bill ordered enrolled.

MOTIONS TO RECONSIDER

Senate Bill No. 123—An act to amend Section 650 of the Streets and Highways Code, relating to the naming of state highway routes.

Motion to Reconsider Waived

Senator Montgomery waived his motion to reconsider the vote whereby Senate Bill No. 123 was passed.

The President ordered Senate Bill No. 123 be transmitted to the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 4—An act to amend Section 10500 of the Water Code, relating to the development, utilization, and conservation of the water resources of the State.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 106—An act to add Division 19 (commencing at Section 65000) to the Water Code, relating to state assistance to local agencies in areas affected by state-financed water resource construction projects.

Bill read second time.

Motion to Amend

Senator Byrne moved the adoption of the following amendment:

Amendment No. 1

On page 3, line 34, of the printed bill, as amended in Senate April 22, 1959, strike out "a".

Amendment read, and adopted.

Bill ordered printed.

Motion to Re-refer Senate Bill No. 106

Senator Brown moved that Senate Bill No. 106 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 306—An act to add Section 31408.5 to the Water Code, relating to county water districts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 470—An act to add Section 46179 to, and to amend Section 46202 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 471—An act to add Section 45559 to, and Chapter 6 (commencing at Section 45800) to Part 8 of Division 14 of the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 472—An act to add Sections 46206, 46207, 46208, 46209, and 46210 to, to amend Sections 46225 and 46280 of, and to repeal Sections 46228 and 46229 of, the Water Code, relating to water storage districts, and declaring the urgency thereof, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 472

Senator Brown moved that Senate Bill No. 472 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 473—An act to add Sections 12585.1 and 12750.1 to, and to amend Section 12639 of, the Water Code, relating to flood control projects.

Bill read second time.

Motion to Re-refer Senate Bill No. 473

Senator Brown moved that Senate Bill No. 473 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 988—An act to amend Section 10500 of the Water Code, relating to the appropriation of water by the Department of Water Resources.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 958—An act to add Article 4 (commencing at Section 1365) to Chapter 5 of Part 2 of Division 2 of the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 16, of the printed bill, after "located", insert "and "watershed of the stream" means the entire area which contributes to the supply of water in the stream".

Amendment No. 2

On page 1, strike out lines 17 to 23, inclusive; strike out page 2; and on page 3, strike out lines 1 to 5, inclusive, and insert

"1366. In determining the amount of water available for appropriation pursuant to an application, the board shall exclude therefrom all water being used for beneficial purposes, whether or not such use is based upon an appropriative, prescriptive, riparian, or other right, and no water being so used shall be subject to appropriation pursuant to an application.

1367. Upon the filing of an application, and at all stages of the proceedings with respect thereto, in connection with which the board furnishes notice to the parties, the board shall furnish notice to the department, the Attorney General, and the board of supervisors in which is located any portion of the watershed of the stream from which the water is sought to be appropriated. Thereafter the department and the Attorney General shall appear and participate in all stages of the proceedings with reference to such application to the extent necessary in order to accomplish the objectives and purposes of this article and present testimony and evidence of all existing and ultimate uses of water in the county in which is located any portion of the watershed of the stream from which the water is sought to be appropriated.

The department shall conduct such investigations and studies with respect to each application as are necessary to determine all present uses, including those mentioned in Section 1366, and ultimate uses of water from the stream the water of which is sought to be appropriated. The department shall conduct said investigations and studies and present such information in writing to the board irrespective of whether the applicant is any person or private or public corporation or entity or the State of California, or any agency thereof, including, but not limited to, the department.

1368. In determining public interest, as provided in Sections 1253 and 1255, with respect to any application, the board among other matters shall consider all present and ultimate beneficial needs and uses of the county or counties in which is located any portion of the watershed of the stream from which the water is sought to be appropriated, giving due consideration to the water needed for all uses, including, but not limited to, domestic, agricultural, municipal, industrial, fish and wildlife, recreation, and pollution control uses. The board shall include in each permit and license issued pursuant to an application such terms, conditions, and reservations as in the board's judgment are necessary to insure the availability of water for all such beneficial uses and purposes in said counties in which is located any portion of the watershed of the stream from which the water is sought to be appropriated. The board may, pending the application of water to beneficial use in the counties in which is located any portion of the watershed of the stream from which the water is sought to be appropriated, issue permits for the temporary appropriation of such water. Any findings by the board upon the basis of which such reservations, terms, and conditions are imposed shall be effective only as to the application with respect to which they are made and shall not constitute a final determination of any facts that are material to any other application.

1369. Each application, permit, and license filed with or issued by the board shall be subject to the existing and ultimate uses and needs of water for beneficial purposes in the county or counties in which is located any portion of the watershed of the stream from which the water is sought to be appropriated and each permit and license issued pursuant to an application shall so state."

Amendment No. 3

On page 3, line 6, strike out "1371", and insert "1370".

Amendment No. 4

On page 3, line 16, strike out "1372", and insert "1371".

Amendments read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Senate Bill No. 960—An act to add Section 10505.5 to the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1 of the printed bill, strike out lines 3 to 10, inclusive, and insert "10505.5. Each application, by whosoever filed, and each permit or license issued by the board, shall be subject to the right of the county in which such water originates and an area immediately adjacent thereto which can conveniently be supplied with water therefrom to utilize such water to meet the reasonable beneficial needs of such county or adjacent area or any of the inhabitants or property owners therein, and each permit or license so issued shall so state."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Senate Bill No. 962—An act to add Section 1390.5 to the Water Code, relating to the appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1 of the printed bill, strike out lines 11 to 20, inclusive, and insert "conform to the provisions of this section."

Amendment read, and adopted.

Bill ordered printed, and re-referred to Committee on Water Resources.

Senate Bill No. 871—An act to add Section 10504.1 to the Water Code, relating to appropriation of water.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, lines 10 and 11, of the printed bill, strike out "in any of such areas".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 873—An act to amend Sections 10504 and 10505 of, and to add Section 10504.5 to, the Water Code, relating to applications for the appropriation of unappropriated water.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 2 of the title of the printed bill, strike out "tion 10504.5", and insert "tions 10504.2, 10504.5, and 10507".

Amendment No. 2

On page 1, line 17, after "SEC. 2.", insert "Section 10504.2 is added to said code, to read:

10504.2. The provisions of Section 162 shall not apply to the exercise of powers and performance of duties by the California Water Commission under this part. SEC. 3."

Amendment No. 3

On page 1, line 22, after "changes", insert "determined by the California Water Commission to be substantial".

Amendment No. 4

On page 2, line 8, strike out "or permits".

Amendment No. 5

On page 2, line 9, after "release", insert "from priority".

Amendment No. 6

On page 2, lines 10 and 11, strike out "or permits".

Amendment No. 7

On page 2, line 15, strike out "or permit".

Amendment No. 8

On page 2, line 17, strike out "or permits".

Amendment No. 9

On page 2, line 20, strike out "SEC. 3", and insert "SEC. 4".

Amendment No. 10

On page 2, after line 26, insert

"SEC. 5. Section 10507 is added to said code, to read:

10507. The commission may order a reconsideration of all or part of a decision or order made pursuant to this part, on its own motion or on petition of any person interested in the application. Any such petition must be filed within 30 days after adoption by the commission of a decision or order. The power of the commission to order a reconsideration on its own motion shall expire 30 days after it has adopted a decision or order. The commission shall order or deny reconsideration on a petition therefor within 30 days after the date of filing of such petition. The decision or order may be reconsidered by the commission on all the pertinent parts of the record and such argument as may be permitted, or a hearing may be held, upon notice to all interested persons, for the purpose of receiving such additional evidence as the commission may, for cause, allow. The decision or order on reconsideration shall have the same force and effect as an original order or decision. The commission at any time may amend or modify a decision or order to correct any obvious typographical or clerical error or oversight without the necessity of notice and a hearing thereon.

Any person interested in an application may, within 30 days after final action by the commission, file a petition for a writ of mandate in the superior court in and for the county in which the applicant seeks to divert water under the application to inquire into the validity of the action of the commission. The right to petition shall not be affected by the failure to seek reconsideration before the commission."

Amendments read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 889—An act to add Article 2.5 (commencing at Section 1357) to Chapter 5, Part 2, Division 2 of, and to amend Section 1360 of, the Water Code, relating to the State Water Rights Board.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Water Resources:

Amendment No. 1

On page 1, line 11, of the printed bill, strike out "personally".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

Senate Bill No. 801—An act to amend Sections 6006.5, 6015, 6452, and 6453 of, and to add Sections 6011.5, 6021, 6248, 6388, 6422, and 6455.5 to the Revenue and Taxation Code, and to amend Sections 146 and 186, and to add Section 148.5 to the Vehicle Code, and to amend Section 5600 of, and to add Sections 4300.5 and 4750.5 to the Vehicle Code as proposed by Assembly Bill No. 5, relating to sales and use taxes in respect to motor vehicles and to registration of motor vehicles, to take effect immediately.

Bill read second time.

Motion to Re-refer Senate Bill No. 801

Senator Brown moved that Senate Bill No. 801 be re-referred to Committee on Finance.

Motion carried.

Senate Bill No. 376—An act to add Section 10607 to the Health and Safety Code, relating to access of newspapermen to vital statistics records.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 884—An act to amend Section 112 of the Code of Civil Procedure, relating to jurisdiction of justice courts.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 920—An act to amend Section 740 of the Welfare and Institutions Code, relating to supervision of wards of the juvenile court by probation officers.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 925—An act to amend Section 884 of the Welfare and Institutions Code, relating to medical care of persons before the juvenile court.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 926—An act to amend Section 728 of the Welfare and Institutions Code, relating to arrest of minors.

Bill read second time, ordered engrossed, and to third reading.

Senate Bill No. 730—An act to amend Section 393 of the Military and Veterans Code, relating to defense of criminal charges against members of the National Guard.

Bill read second time, ordered engrossed, and to Consent Calendar.

Senate Bill No. 423—An act to amend Section 7149 of the Fish and Game Code, relating to fishing licenses.

Bill read second time.

Consideration of Committee Amendments

The following amendment was proposed by the Committee on Fish and Game:

Amendment No. 1

On page 2 of the printed bill, strike out lines 1 to 3, inclusive, and insert "Any person receiving aid to the aged under the provisions of the State Old Age Security Law and any woman over 62 years of age and any man over 65 years of age who has been a resident of this State for the five years immediately preceding and whose total monthly income from all sources, including any old age assistance payments, does not exceed one hundred forty dollars (\$140)".

Amendment read, and adopted.

Bill ordered printed, engrossed, and to third reading.

SECOND READING OF ASSEMBLY BILLS

Assembly Bill No. 1593—An act to amend Section 40355 of the Water Code, relating to water storage districts.

Bill read second time, and ordered to third reading.

Assembly Bill No. 1045—An act to add Section 233 to the Water Code, relating to archeological investigations.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Water Resources:

Amendment No. 1

In line 1 of the title of the printed bill, strike out "233", and insert "234".

Amendment No. 2

On page 1, line 1, strike out "233", and insert "234".

Amendment No. 3

On page 1, line 3, strike out "233", and insert "234".

Amendments read, and adopted.

Bill ordered printed, and to Consent Calendar.

Assembly Bill No. 1687—An act to amend Sections 2808, 3357, 3718, 3795, 4104.5, 4105.2, 4106, 4150, 4217, 4803, and 4834.5 of the Revenue and Taxation Code, and to repeal Sections 568 and 4152 thereof, relating to property taxation.

Bill read second time, and ordered to Consent Calendar.

Assembly Joint Resolution No. 24—Relative to requesting Congress to enact S. 910 of the Eighty-sixth Congress.

Resolution read, and ordered to Consent Calendar.

Assembly Bill No. 1041—An act to add Section 6021 to the Revenue and Taxation Code, relating to sales taxes in respect to vending machines.

Bill read second time, and ordered to third reading.

Assembly Constitutional Amendment No. 5—A resolution to propose to the people of the State of California an amendment to the Constitution of the State, by amending Section 1 of Article II thereof, relating to the right to vote.

Resolution read.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Judiciary:

Amendment No. 1

In line 2 of the title of the printed measure, as amended in Senate February 26, 1959, strike out "proposed", and insert "propose".

Amendment No. 2

On page 2, line 6, strike out "infamous crime", and insert "felony".

Amendment No. 3

On page 2, line 8, strike out "hereafter".

Amendments read, and adopted.

Resolution ordered printed, and to third reading.

Assembly Bill No. 583—An act to amend Sections 1101 and 1102.1 of the Agricultural Code, relating to egg standards.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 1 of the title of the printed bill, as amended in Senate March 25, 1959, strike out "and 1102.1", and insert ", 1102.1, and 1104.1".

PRINTER'S NOTE—There being no 7-point strikeout type available, the material which should appear in strikeout type in the following amendment is indicated by being enclosed within brackets.

Amendment No. 2

On page 2, after line 50, insert

"SEC. 3. Section 1104.1 of said code is amended to read:

1104.1. It is unlawful to sell eggs of the quality grade of "Grade (C)" to retailers [or], consumers, restaurants, institutions or labor camps except as provided in the tolerance for Grade B eggs as provided in Section 1102.1, subsection (c)."

Amendments read, and adopted.

Bill ordered printed, and to third reading.

Assembly Bill No. 734—An act to amend Section 3352 of the Labor Code, and to repeal Chapter 9 (commencing at Section 4250) of Division 4 of the Labor Code, relating to workmen's compensation.

Bill read second time.

Consideration of Committee Amendments

The following amendments were proposed by the Committee on Agriculture:

Amendment No. 1

In line 2 of the title of the printed bill, after the first "of", insert "Part 1 of".

Amendment No. 2

On page 2, line 28, after "of", insert "Part 1 of".

Amendments read, and adopted.

Bill ordered printed, and to third reading.

THIRD READING OF SENATE BILLS

Senate Bill No. 631—An act to amend Section 8961.3 of the Health and Safety Code, relating to public cemetery districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Dilworth, Dolwig, Donnelly, Erhart, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—28.

NOES—Senators Coombs, Farr, and Rattigan—3.

Bill ordered transmitted to the Assembly.

Senate Bill No. 629—An act to amend Section 8963 of the Health and Safety Code, relating to public cemetery districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 630—An act to amend Section 8961.2 of the Health and Safety Code, relating to public cemetery districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 632—An act to amend Section 8961 of the Health and Safety Code, relating to public cemetery districts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 633—An act to amend Section 8961.4 of the Health and Safety Code, relating to burial rates.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Beard, Berry, Brown, Burns, Byrne, Cameron, Christensen, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—29.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 993—An act to amend Section 25526 of the Government Code, relating to sale or lease of county real property.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Burns, Byrne, Cameron, Christensen, Collier, Coombs, Dilworth, Dolwig, Donnelly, Farr, Fisher, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Williams—31.

NOES—None.

Bill ordered transmitted to the Assembly.

Chief Assistant Secretary Lachlan M. Richards at the Desk

Senate Bill No. 890—An act to amend Section 633 of the Agricultural Code, relating to cultured buttermilk.

Bill read third time.

The roll was called.

Call of the Senate

Pending the announcement of the vote, Senator Donnelly moved a call of the Senate.

Motion carried. Time, 4.41 p.m.

The President directed the Sergeant-at-Arms to close the doors, and to bring in the absent members.

PROCEEDINGS UNDER CALL OF THE SENATE

CONSIDERATION OF DAILY FILE (RESUMED)

THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 304—An act to add Article 6 (commencing with Section 12060) to Chapter 1 of Part 2 of Division 3 of Title 2 of the Government Code, to provide for a Co-ordinator of Atomic Activities in the Office of the Governor, to provide for co-ordination of development and regulatory activities of the peaceful uses of atomic energy, to create an official advisory council thereon, and a public citizens' advisory committee.

Bill read third time, and presented by Senator Stiern.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, and Thompson—34.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 209—An act to add Chapter 9 (commencing with Section 1151), to Part 3, of Division 2, of the Labor Code, relating to labor organizations.

Bill read third time.

Motion to Amend

Senator McAteer moved the adoption of the following amendment:

Amendment No. 1

On page 2, lines 43 and 44, of the printed bill, as amended in Senate March 24, 1959, strike out "organization," and insert "organization, unless such loan has been approved by the vote of two-thirds of the members of that organization present at a meeting."

Amendment read, and refused adoption.

Motion to Set Special Order

Senator Teale moved that Senate Bill No. 209 be made a special order of business for Wednesday, April 29, 1959, at 4 p.m.

Motion carried.

Senate Bill No. 161—An act to amend Section 1054.1 of the Code of Civil Procedure, relating to continuances in judicial and administrative proceedings.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slaterry, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 219—An act to amend Section 1326 of the Penal Code, relating to subpoenas in criminal cases.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Berry, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, Miller, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Short, Slaterry, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senator McCarthy Presiding

At 5.05 p.m., Senator John F. McCarthy, Vice Chairman of the Committee on Rules, presiding.

Senate Bill No. 782—An act to amend Section 117r of the Code of Civil Procedure, relating to small claims courts.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Brown, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan,

Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 786—An act to amend Section 1269b of the Penal Code, relating to the acceptance of bail.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Bill No. 845—An act to amend Section 148.1 of the Penal Code, relating to false reports of the secreting of bombs and explosives.

Bill read third time.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Christensen, Cobey, Collier, Coombs, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—35.

NOES—None.

Bill ordered transmitted to the Assembly.

FURTHER PROCEEDINGS UNDER CALL OF THE SENATE DISPENSED WITH

At 5:14 p.m., on motion of Senator Donnelly, further proceedings under the call of the Senate were dispensed with.

The names of the absentees were called, and Senate Bill No. 890 passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Christensen, Cobey, Collier, Coombs, Donnelly, Erhart, Farr, Gibson, Hollister, Johnson, Montgomery, O'Sullivan, Regan, Rodda, Short, Teale, and Williams—21.

NOES—Senators Brown, Dilworth, Dolwig, Fisher, Grunsky, Holmdahl, McAteer, McCarthy, Miller, Murdy, Rattigan, Richards, Slattery, Stiern, and Thompson—15.

Bill ordered transmitted to the Assembly.

CONSIDERATION OF DAILY FILE (RESUMED) THIRD READING OF SENATE BILLS (RESUMED)

Senate Bill No. 1074—An act to amend Section 1050 of the Penal Code, relating to continuances in criminal cases, declaring the urgency thereof, to take effect immediately.

Bill read third time.

Urgency Clause

Urgency clause read, and adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Christensen, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—32.

NOES—None.

The roll was called, and the bill passed by the following vote:

AYES—Senators Arnold, Beard, Berry, Christensen, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—30.

NOES—None.

Bill ordered transmitted to the Assembly.

Senate Joint Resolution No. 17—Relative to legislation concerning wilderness areas.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Cameron, Cobey, Collier, Dilworth, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—31.

NOES—None.

Resolution ordered transmitted to the Assembly.

REQUEST FOR PERMISSION TO SUSPEND THE CONSTITUTION

The following request for permission to suspend the Constitution was presented:

By Senator Cameron:

SENATE CHAMBER, April 23, 1959

MR. PRESIDENT: In accordance with the provisions of Article IV, Section 2, of the Constitution, I request permission to introduce a resolution suspending the Constitution for the purpose of considering a bill, the number and title of which is as follows:

Senate Bill No. 1286—An act to add Section 95 to the Streets and Highways Code, relating to snow removal.

Respectfully submitted,

SENATOR CAMERON

Recommendation of Committee on Rules

SENATE CHAMBER, April 28, 1959

The Committee on Rules recommends that permission be granted to introduce a resolution as requested.

BURNS, Chairman

RESOLUTION TO SUSPEND CONSTITUTIONAL PROVISION

The following resolution was offered:

By Senator Cameron:

Resolved, That Article IV, Section 2, of the Constitution, which prohibits a bill to be heard by any committee or acted upon by either house until 30 calendar days have elapsed following the date the bill was first introduced, be dispensed with for the purpose of considering Senate Bill No. 1286.

Resolution read.

The roll was called, and the resolution adopted by the following vote:

AYES—Senators Arnold, Beard, Berry, Brown, Cameron, Cobey, Collier, Dilworth, Dolwig, Donnelly, Erhart, Farr, Fisher, Gibson, Grunsky, Hollister, Holmdahl, Johnson, McAteer, McCarthy, Montgomery, Murdy, O'Sullivan, Rattigan, Regan, Richards, Rodda, Short, Slattery, Stiern, Teale, Thompson, and Williams—33.

NOES—None.

Article IV, Section 2, of the Constitution was declared suspended.

INTRODUCTION, FIRST READING, AND REFERENCE OF SENATE BILLS

The following bills were introduced, and read the first time:

Senate Bill No. 1322: By Senator Regan—An act to amend Section 6401 of the Public Resources Code, relating to reservation of minerals to the State.

Referred to Committee on Natural Resources.

Senate Bill No. 1323: By Senator Richards (Co-authored by Assemblyman Rees)—An act to add Sections 110, 4167, 4310 and 6053 to, to amend Section 4750 of, and to add Articles 2.5 (commencing at Section 27175) and 2.6 (commencing at Section 27250) to Chapter 5 of Division 12 of the Vehicle Code as enacted by the Legislature at the 1959 Regular Session, relating to the prevention of air pollution by motor vehicles.

Referred to Committee on Transportation.

Senate Bill No. 1324: By Senators Dolwig, Gibson, and McCarthy—An act to add Section 7077 to the Business and Professions Code, relating to contractors.

Referred to Committee on Business and Professions.

Senate Bill No. 1325: By Senator Miller—An act to add Section 11618 to the Business and Professions Code, relating to subdivision maps.

Referred to Committee on Business and Professions.

Senate Bill No. 1326: By Senators Miller, Regan, Teale, O'Sullivan, Arnold, Fisher, Short, Gibson, Coombs, and Rodda—An act providing for the investigation of water supplies for the western Sacramento-San Joaquin Delta, and making an appropriation therefor.

Referred to Committee on Water Resources.

Senate Bill No. 1327: By Senators Miller, Regan, O'Sullivan, Arnold, Teale, Short, Gibson, Coombs, and Rodda—An act to add Part 4 (commencing at Section 12000) to Division 6 of the Water Code, relating to delivery of surplus water into, and extractions thereof for exportation from, the Sacramento-San Joaquin Delta.

Referred to Committee on Water Resources.

Senate Concurrent Resolution No. 59: By Senator Dilworth—Relative to reports of the annual conventions or encampments of the Veterans of Foreign Wars of the Department of California.

Referred to Committee on Rules.

Senate Concurrent Resolution No. 60: By Senators Beard, Slattery, O'Sullivan, Short, Collier, Rattigan, Farr, Montgomery, Rodda, and Erhart—Relative to a study of farm vehicle registration problems.

Referred to Committee on Transportation.

Senate Joint Resolution No. 19: By Senators Farr, Beard, Hollister, Richards, Rodda, Collier, Arnold, Rattigan, Miller, Regan, Teale, Christensen, Erhart, Montgomery, Stiern, Burns, Short, Fisher, Holmdahl,

and McAteer—Relative to a minimum wage law for agricultural workers.

Referred to Committee on Labor.

ADJOURNMENT

At 5.30 p.m., on motion of Senator Brown, the President declared the Senate adjourned until 3 p.m., Wednesday, April 29, 1959.

JOHN F. LEA, Minute Clerk



